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JOURNAL
OF
THE SENATE
OF THE
GENERAL ASSEMBLY
OF THE
STATE OF NORTH CAROLINA

SESSION 1961

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OFFICERS AND MEMBERS

OF

THE SENATE OF NORTH CAROLINA

SESSION 1961

H. CLOYD PHILPOTT, Lieutenant Governor.....Davidson
W. LUNSFORD CREW, President Pro Tempore.....Halifax
S. RAY BYERLY, Principal Clerk.....Lee
W. EUGENE SIMMONS, Reading Clerk.....Edgecombe
BROOKS W. POOLE, Sergeant-at-Arms.....Wake

DISTRICT	NAME OF SENATOR	ADDRESS
1	N. ELTON AYDLETT	Elizabeth City
1	J. EMMETT WINSLOW	Hertford
2	P. D. MIDGETT, JR.	Engelhard
2	LINDSAY C. WARREN	Washington
3	FRANK BANZET	Warrenton
4	W. LUNSFORD CREW	Roanoke Rapids
4	HENRY G. SHELTON	Speed
5	ROBERT LEE HUMBER	Greenville
6	DALLAS L. ALFORD, JR.	Rocky Mount
6	J. C. EAGLES, JR.	Wilson
7	LUTHER HAMILTON, SR.	Morehead City
7	THOMAS J. WHITE	Kinston
8	SETH B. HOLLOWELL	Goldsboro
8	ADAM J. WHITLEY, JR.	Smithfield
9	W. M. EUBANK	Hampstead
9	STEWART B. WARREN	Clinton
10	EDWARD B. CLARK	Elizabethtown
10	N. HECTOR McGEACHY, JR.	Fayetteville
11	CUTLAR MOORE	Lumberton
12	SAM J. BURROW, JR.	Asheboro
12	J. BENTON THOMAS	Raeford
13	J. W. HOYLE	Sanford
13	JOHN R. JORDAN, JR.	Raleigh
14	CLAUDE CURRIE	Durham
14	WILLS HANCOCK	Oxford
15	T. CLARENCE STONE	Stoneville
16	RALPH H. SCOTT	Haw River
17	HUBERT HUMPHREY	Greensboro
18	JENNINGS G. KING	Laurinburg
18	R. F. VAN LANDINGHAM	Thomasville
19	T. F. ROYALL	Wadesboro
20	J. MAX THOMAS	Marshville
20	J. SPENCER BELL	Matthews
21	JOHN C. KESLER	Salisbury
21	J. CARLYLE RUTLEDGE	Kannapolis
22	ARCHIE K. DAVIS	Winston-Salem
23	J. W. GENTRY	King
24	B. C. BROCK	Mocksville
25	JIMMY V. JOHNSON	Statesville
25	WILLIAM B. SHUFORD	Hickory
26	MILES RHYNE	Gastonia
27	ROBERT F. MORGAN	Shelby
27	BENJAMIN H. SUMNER	Spindale
28	DR. DENNIS S. COOK	Lenoir
29	GORDON H. WINKLER	Boone
30	CLYDE M. BERTS	Marshall
31	JAMES G. STIKELEATHER, JR.	Asheville
32	TOM L. CLAYTON	Sylva
32	BOYCE A. WHITMIRE	Hendersonville
33	W. FRANK FORSYTH	Murphy

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SENATE JOURNAL

SESSION 1961

FIRST DAY

SENATE CHAMBER,

Wednesday, February 8, 1961

In accordance with law, at the hour of 12M, the Senate of the General Assembly of North Carolina assembles this day in the Senate Chamber in the City of Raleigh.

Honorable H. Cloyd Philpott, Lieutenant Governor, calls the Senate to order.

The following prayer is offered by the Reverend J. Roy Clifford, Pastor of the First Baptist Church of Lexington, North Carolina:

Eternal God our Father, we stand humbled at the remembrance of Thy gracious favor toward our beloved State. Bless the people who dwell on her spreading plains, her undulating hills, her mighty mountains. Evermore, O God, set our citizens free of all that binds men's souls with iron shackles of prejudice, greed and pride.

Almighty God, who quickenest men to selfless service, bestow upon this body full measure of wisdom, courage and compassion. Grant each of these steadfastness in duty and vision which elevates in the plodding pursuit of the possible. We thank Thee, God of our fathers, for the dedicated talent here assembled: For men who know the soil; for those knowledgeable in commerce and industry; for minds trained in science and teaching; for those learned in the law and the arts. Bless these Senators, who now turn to the arts. Bless these Senators, who now turn to the business of the commonwealth.

Make them strong to resist the clamoring of the grasping. Endow them with strength for the long days of their labors. Keep in their view always the shining city of God. As Thou hast helped us conquer nature that we might wrest from her wealth, so help us conquer debased human nature that we may win a society of justice and brotherhood. As one, we pray, O God, "establish Thou the work of our hands, yea, the work of our hands, establish Thou it." Through Jesus Christ our Lord. Amen.

The roll of the Senate is called and the following Senators-elect appear with the proper certificates of election and take and subscribe to the following oath of office, which is administered by Associate Justice Carlisle Higgins of the Supreme Court.

"Do you, and each of you, solemnly and sincerely swear that you will support the Constitution of the United States. So help you God?"

"Do you, and each of you, solemnly and sincerely swear that you will be faithful and bear true allegiance to the State of North Carolina and to the Constitutional powers which are or may be established for the government thereof; and will you endeavor to support, maintain and defend the Constitution of said State not inconsistent with the Constitution of the

United States to the best of your knowledge and ability. Do you, and each of you, solemnly and sincerely swear that you will faithfully discharge your duties as Senators of the State of North Carolina. So help you, God?"

To which oath each of the Senators answer, "I do".

First District—N. Elton Aydtlett and J. Emmett Winslow.

Second District—P. D. Midgett, Jr. and Lindsay C. Warren.

Third District—Frank Banzet.

Fourth District—W. Lunsford Crew and Henry G. Shelton.

Fifth District—Robert Lee Humber.

Sixth District—Dallas L. Alford, Jr. and J. C. Eagles, Jr.

Seventh District—Luther Hamilton, Sr. and Thomas J. White.

Eighth District—Seth B. Hollowell and Adam J. Whitley, Jr.

Ninth District—W. M. Eubank and Stewart B. Warren.

Tenth District—Edward B. Clark and N. Hector McGeachy, Jr.

Eleventh District—Cutlar Moore.

Twelfth District—Sam J. Burrow, Jr. and J. Benton Thomas.

Thirteenth District—J. W. Hoyle and John R. Jordan, Jr.

Fourteenth District—Claude Currie and Wills Hancock.

Fifteenth District—T. Clarence Stone.

Sixteenth District—Ralph H. Scott.

Seventeenth District—Hubert Humphrey.

Eighteenth District—Jennings G. King and R. F. Van Landingham.

Nineteenth District—T. F. Royall and J. Max Thomas.

Twentieth District—J. Spencer Bell.

Twenty-first District—John C. Kesler and J. Carlyle Rutledge.

Twenty-second District—Archie K. Davis.

Twenty-third District—J. W. Gentry.

Twenty-fourth District—B. C. Brock.

Twenty-fifth District—Jimmy V. Johnson and William B. Shuford.

Twenty-sixth District—Miles Rhyne.

Twenty-seventh District—Robert F. Morgan and Benjamin H. Sumner.

Twenty-eighth District—Dr. Dennis S. Cook

Twenty-ninth District—Gordon H. Winkler.

Thirtieth District—Clyde M. Roberts.

Thirty-first District—James G. Stikeleather, Jr.

Thirty-second District—Tom L. Clayton and Boyce A. Whitmire.

Thirty-third District—W. Frank Forsyth.

It appearing that a quorum of all Senators are present, the President announces that the Senate is ready to proceed with the election of officers.

ELECTION OF OFFICERS

For President pro tempore of the Senate, Senator Davis places in nomination Senator W. Lunsford Crew of Halifax County.

Senators Shelton, Bell and Brock second the nomination.

There being no further nominations the roll of the Senate is called.

Those voting for Senator Crew are: Senators Alford, Aydtlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne,

Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

Senator Crew having received the unanimous vote of the Senators is declared duly elected and he takes the prescribed oath of office, which is administered by Associate Justice Carlisle Higgins of the Supreme Court.

For Principal Clerk of the Senate, Senator Hoyle places in nomination S. Ray Byerly of Lee County.

Senator Whitley seconds the nomination.

There being no further nominations the roll of the Senate is called.

Those voting for Mr. Byerly are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—50.

Mr. Byerly having received the unanimous vote of the Senators is declared duly elected and he takes the prescribed oath of office, which is administered by Associate Justice Carlisle Higgins of the Supreme Court.

For Reading Clerk of the Senate, Senator Hamilton places in nomination W. Eugene Simmons of Edgecombe County.

Senator Shelton seconds the nomination.

There being no further nominations the roll of the Senate is called.

Those voting for Mr. Simmons are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—50.

Mr. Simmons having received the unanimous vote of the Senators is declared duly elected and he takes the prescribed oath of office, which is administered by Associate Justice Carlisle Higgins of the Supreme Court.

For Sergeant-at-Arms of the Senate, Senator Jordan places in nomination W. Brooks Poole of Wake County.

Senator Moore seconds the nomination.

There being no further nominations the roll of the Senate is called.

Those voting for Mr. Poole are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—50.

Mr. Poole having received the unanimous vote of the Senators is declared duly elected and he takes the prescribed oath of office, which is administered by Associate Justice Carlisle Higgins of the Supreme Court.

A message is ordered sent to the House of Representatives informing that Honorable Body that the Senate is organized and ready to proceed with public business.

Upon motion of Senator Crew, the rules of the 1959 Senate are adopted as temporary rules of this Body.

APPOINTMENTS

The President announces the appointment of the following standing committee:

Committee on Rules: Senators Crew, Chairman; Aydlett, Bell, Clark, Currie, Eagles, Kesler, Moore, Morgan, Scott, Shelton, Stikeleather, Sumner, Thomas of Union and White.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Crew: S. R. 1, a joint resolution informing His Excellency, the Governor, that the General Assembly is organized and ready to proceed with public business.

Upon motion of Senator Crew, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Crew: S. R. 2, a joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 12 Noon, February 9, 1961.

Upon motion of Senator Crew, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Morgan: S. R. 3, a joint resolution relating to the redistricting of congressional districts for congressional election purposes.

Upon motion of Senator Morgan, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Currie: S. R. 4, a joint resolution relating to the redistricting of the State for State Senatorial District purposes.

Referred to Committee on Election Laws and Senatorial Districts.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Wednesday, February 8, 1961.

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives is organized and is now ready

to proceed with the public business and for your information, advises that the following officers have been elected:

Speaker Joseph M. Hunt, Jr.
Principal Clerk Annie E. Cooper
Reading Clerk W. J. Arthur
Sergeant-at-Arms Joseph H. Warren

Respectfully,

ANNIE E. COOPER, *Principal Clerk*.

Pursuant to S. R. 1, a joint resolution informing His Excellency, the Governor, that the General Assembly is organized and ready to proceed with public business, the President appoints as a Committee on the part of the Senate to act with a like Committee appointed by the Speaker of the House of Representatives, Senators Jordan and Johnson, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

Pursuant to S. R. 2, a joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at twelve noon February 9, 1961, the President appoints as a Committee on the part of the Senate to act with a like Committee appointed by the Speaker of the House of Representatives, Senators Forsyth and Moore, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

Upon motion of Senator Rutledge, Frances Sue Kesler, daughter of Senator Kesler of Rowan County, and Linda Weant are made honorary pages of the Senate.

Upon motion of Senator Crew, the courtesies of the lobby are extended to B. F. Tunell, S. B. Pierce, J. L. Mountcastle, Sheriff Harry House, Ralph Edwards, Charles Ogletree, J. Albert House, Mr. and Mrs. S. A. Watkins, and Bobbie Watkins, all of Halifax County.

Upon motion of Senator Eagles, the courtesies of the lobby are extended to Mrs. Dallas Alford, Jr., wife of Senator Alford of Nash County, and Dallas Alford, Margarette G. Alford, Ben G. Alford, and Catherine Alford, sons and daughters of Senator and Mrs. Alford, are made honorary pages of the Senate.

Upon motion of Senator Burrow, the courtesies of the lobby are extended to Dr. Joseph Suggs of Randolph County.

Upon motion of Senator Davis, the courtesies of the lobby are extended to Mrs. Ben Sumner, wife of Senator Sumner of Rutherford County.

Upon motion of Senator Rutledge, the courtesies of the lobby are extended to Mrs. Spencer Bell, wife of Senator Bell of Mecklenburg County.

Upon motion of Senator Johnson, the courtesies of the lobby are extended to Mrs. Lindsay C. Warren, wife of Senator Warren of Beaufort County.

Upon motion of Senator Kesler, the courtesies of the floor are extended to former Senator Nelson Woodson of Rowan County.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow morning at 11:30 o'clock.

SECOND DAY

SENATE CHAMBER,
Thursday, February 9, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 1, a joint resolution informing His Excellency, the Governor, that the General Assembly is organized and ready to proceed with public business.

S. R. 2, a joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 12 Noon, February 9, 1961.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 5, a bill relating to the board of commissioners of the town of Chadbourn in Columbus County.

Upon motion of Senator Clark, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

HOUSE OF REPRESENTATIVES,
Thursday, February 9, 1961.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that pursuant to S. R. 2, entitled "A joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at twelve noon, February 9, 1961," the Speaker has appointed on the part of the House of Representatives to serve with a like Committee of the Senate, Messrs. High, Kiser and Gregory.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

HOUSE OF REPRESENTATIVES,
Thursday, February 9, 1961.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that pursuant to S. R. 2, entitled "A joint resolution inviting

His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at twelve noon, February 9, 1961," the House of Representatives stands ready to receive the Senate in Joint Session at the hour of 12 M.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

The President announces that in accordance with the Joint Resolution inviting the Governor to address a Joint Session of the Legislature, the hour having arrived for the delivery of His Message, the Senate preceded by its officers, will repair to the Hall of the House of Representatives, there to sit in Joint Session with that Honorable Body.

JOINT SESSION

The Senate is received by the members of the House of Representatives standing, and the Joint Session is called to order by Lieutenant Governor H. Cloyd Philpott.

Senator Moore of Robeson on the part of the Committee appointed by the President of the Senate and the Speaker of the House of Representatives to escort the Governor to the Hall of the House, present His Excellency, Governor Terry Sanford, who delivers the following message:

Mr. President, Mr. Speaker, and Members of the General Assembly of North Carolina:

Under the Executive Budget Act, it is the responsibility and privilege of the Governor to come before you at this time and set forth the financial policy and program of the State for the next biennium in the form of a recommended Budget.

"Budgets," said the great British Prime Minister Gladstone three-quarters of a century ago, "are not merely matters of arithmetic, but in a thousand ways go to the root of the prosperity of individuals, inter-relations of classes, and the strength of kingdoms." This statement belongs among the truths that are eternal.

The consideration and adoption of the State Budget is the heaviest single responsibility that rests upon you as the representatives of the people of North Carolina. All that our State is, and all that we hope her to become, is closely tied to the budgets which have been and will be adopted by the Legislature over the years. It is in this light that I urge you to consider all budget proposals—not merely as dollars to be collected and spent, but as a plan for providing the public services which the citizens of this enlightened State need, can afford, and should have. The Budget is the most powerful tool available to you with which to fashion and carry out sound state governmental policy, and thereby to promote the well-being of our citizens.

Look about us, where North Carolina is strong today, our budgets have been strong in the past. Where North Carolina lags today, our budgets have needed and today need strengthening. We have not always been able to do all that we needed to do to strengthen our State in major respects; but our past progress is a firm foundation upon which, with our increasing ability to afford improved public services, we can build for the future.

In dealing with such a broad and complicated subject as our State budget, I will have to speak at this time in somewhat summary form. I am, however, attaching to your copies of this message the Budget Report of my predecessor, Governor Luther H. Hodges, and the Advisory Budget Commission. The Budget Report explains very fully the budget recommendations, and I urge that you read it carefully before you go into the details of budget requests and recommendations. From that Report you can quickly obtain a view of the budget as a whole that will make the details much more meaningful to you.

I am also submitting herewith copies of all of the budget documents. There are in four volumes: the "A" Budget, the "B" Budget, the Capital Improvement Budget, and the Budget Digest. These documents contain the specific requests and recommend appropriations for every agency and institution.

The Budget Report was signed by the Director of the Budget, all six members of the Advisory Budget Commission, the Director of Administration, and the Acting State Budget Officer. I am sure that they gave careful consideration to the requests and needs of all of the State's institutions and agencies and apportioned the estimated available funds in accordance with their best judgment. I commend them for a job well done. I know that more time and effort have been expended on this recommended budget than on any previous budget in our history. I thank all state employees who assisted in its preparation for their faithful service to the State of North Carolina.

I especially express the gratitude of the State of North Carolina to J. K. Doughton, distinguished public servant, splendid gentleman, who with thoroughness and with vision led the deliberations of his able associates, O. Arthur Kirkman, J. William Copeland, H. Clifton Blue, Clyde H. Harriss, and Joe C. Eagles, Jr., all of whom labored long in the public interest.

It was my privilege to attend nearly all of the hearings before the Governor and Advisory Budget Commission. Under the Constitution and the Executive Budget Act, however, responsibility for the preparation of this budget rested entirely with the previous Administration.

Given the decision of those responsible for preparing this budget to limit their recommendations to the income which existing revenue sources will yield, this is a good budget. Generally, I approve it. It is a forward-looking budget, and provides a sound base upon which to build toward a New Day in North Carolina.

There are, however, a few important areas in which I am convinced that this budget must be increased. In a relatively short time I shall come before you with additional recommendations for strengthening the budget at certain points, particularly in its provisions for education. At that time I shall also recommend to you specific measures for obtaining the additional revenue which my appropriation recommendations will require.

In the meantime, I commend the proposed budget to you. It is worthy of the most careful analysis and the soundest judgment you can give it. Ultimate responsibility for the adoption of the budget rests solely with

the General Assembly. In the exercise of your independent judgment, you may see fit to increase appropriations beyond those recommended; or you may see fit to reduce recommended appropriations. Throughout your deliberations, bear in mind that the Executive Budget Act, and responsible management of the State's finances, require a balanced budget at all times.

Throughout the remainder of this message, I shall have occasion to mention many figures. In the interest of simplicity, I shall round off dollar figures and percentage figures and shall talk in terms of biennial, rather than annual, revenue and appropriations.

FISCAL CONDITION

I find the State of North Carolina today to be in sound fiscal condition.

We shall begin the next biennium with a very substantial General Fund credit balance of \$53,000,000. Improved economic conditions and resulting General Fund revenue increases account for \$42,500,000 of this credit balance, while the remaining \$10,500,000 will come from savings effected by keeping expenditures below appropriations. And, let me make it clear now that the budget recommendations already provide for the expenditure of this \$53,000,000 General Fund credit balance.

The Highway Fund will on July 1, 1961, have an estimated balance of \$26,000,000 in State funds and \$32,000,000 in Federal funds. This total Highway Fund balance of \$58,000,000 is fully committed and is not available for appropriation in addition to budget recommendations.

The gross debt of the State is \$253,500,000, with an additional \$11,500,000 in bonds authorized but not yet issued. Of this total, \$37,000,000 is fully provided for by sinking funds and \$106,000,000 of secondary road bonds are serviced by a 1¢ per gallon gasoline tax. Thus, for all practical purposes the net debt of the State is the \$120,000,000 in outstanding General Fund bonds issued since 1949.

THE TOTAL STATE BUDGET

The resources estimated to be available for expenditures by the State during the 1961-63 biennium total \$1,496,000,000. Recommended appropriations of \$1,455,000,000 will leave an estimated credit balance on June 30, 1963, of \$42,000,000, nearly all of which is committed to specific purposes, such as highway construction and debt service.

The figures just mentioned include all receipts—State tax and other revenues, bond proceeds, federal funds, and agency receipts. They include, also, all proposed appropriations for current operations and for capital improvements.

Our budget is organized into three major operating funds—the General Fund, Highway Fund, and Agriculture Fund—and several smaller special funds earmarked to finance specific programs. Because their size dwarfs all others, I shall concentrate on the General Fund and Highway Fund in the remainder of what I shall have to say today.

THE GENERAL FUND

General Fund resources for the coming biennium, after excluding federal funds and agency receipts, are estimated at \$747,000,000. This sum con-

sists of an estimated \$53,000,000 in beginning credit balance, recommended capital improvement bond issue proceeds of \$54,000,000, and current revenues of \$640,000,000.

Recommended General Fund appropriations total \$747,000,000, of which \$689,000,000 is for current operations and \$58,000,000 is for capital improvements. The estimated credit balance on June 30, 1963, will be only \$15,000.

I take note of the fact that this Budget proposes that the State spend on current General Fund operations during the 1961-63 biennium \$49,000,000 more than the State is expected to receive in General Fund revenue during that period. The Budget is kept in balance by spending all of the \$53,000,000 credit balance accumulated during the 1959-61 biennium.

If the expectations of the makers of this Budget hold true, there will be no comparable credit balance with which to begin the 1963-65 biennium. This means that we will leave difficult problems for the 1963 General Assembly in maintaining the level of services under the "A" budget.

REVENUE

General Fund revenue for the current biennium is estimated at \$620,000,000. For the next biennium, General Fund revenue is estimated at \$640,000,000, an apparent increase of only \$20,000,000 or three per cent. Budgets, however, must be built upon revenue which is expected to come in year after year. As you know, revenue for the current biennium includes \$28,000,000 in "windfall" receipts resulting from the adoption of the income tax withholding system two years ago. This \$28,000,000 can be spent but once and will not come again. Deducting those "windfall" receipts gives 1959-61 General Fund revenue collections of a recurring type in the sum of \$592,000,000. By comparison with that figure, the \$640,000,000 in revenue projected for the 1961-63 represents an increase of \$48,000,000 or eight per cent.

In view of the exceptionally good General Fund revenue collections of this biennium in comparison with 1957-59, there may be a strong temptation in some quarters to argue that an eight per cent General Fund revenue increase is too conservative, and that additional appropriations can be provided for by the painless expedient of raising the revenue estimates. The Advisory Budget Commission does not, and I do not, and dare not, share that hope. On the basis of all the evidence now available, including general economic conditions and trends and the relatively conservative revenue growth estimates now being made by the federal government and by our sister states—averaging less than four per cent—I see no present justification for raising the Advisory Budget Commission's eight per cent revenue increase estimate. To take any other position would be dangerous and would border upon fiscal irresponsibility. Should new information cause a change in this view while you are in session, I shall so advise you.

APPROPRIATIONS

Requests for General Fund appropriations for current operations during the coming biennium totalled \$783,000,000, and 88 per cent of that amount is recommended for appropriation. Recommended General Fund appropri-

ations of \$689,000,000 constitute an increase in current operation appropriations of \$103,000,000 or nearly 18 per cent above comparable expenditures for the current biennium.

"A" budget recommendations for maintaining present services at existing levels, with suitable allowance for the increased number of people to be served, are \$€26,000,000, virtually the full sum requested. This is an increase of more than \$40,000,000 above current expenditures. "B" budget recommendations, providing for improved services, new programs, and salary increases, total \$61,000,000 in comparison with the \$156,000,000 requested.

General Fund capital improvement requests added up to \$105,000,000. The Budget recommends the appropriation of \$58,000,000 for capital improvements, of which \$4,000,000 will be provided from current revenue, \$6,000,000 from bonds to be issued on legislative authorization, and \$48,000,000 from bonds to be issued on approval of the voters of the State.

The Budget is arranged into about a dozen major functional groupings—education, public welfare, corrections, debt service, and the like. The budget of each agency and institution will be found under the appropriate functional heading. This enables you, in apportioning State funds, to think primarily in terms of the programs of public service to be performed and secondarily in terms of the specific agencies and institutions which will perform them.

In discussing the provisions which this Budget makes for the various functions of State government, I shall talk more about programs and activities than about figures, and refer you to the appropriate budget documents for the details.

GENERAL GOVERNMENT

The General Government function includes the General Assembly, the Governor's Office, the courts, the fiscal control and revenue agencies, the personnel agencies, and a few others. Recommended General Fund appropriations for General Government total \$24,000,000, up 34 per cent from current expenditures. A large part of the increase is a \$2,500,000 appropriation for administrative distribution to State Agencies to continue in force the new salary schedules adopted July 1, 1960. These salary schedules were adopted too late for the necessary funds to be included in the "A" budget requests of the agencies. Other increases in the sum of \$864,000 raise the salaries of the Supreme Court Justices and Superior Court Judges and Solicitors, and provide for expanded activities of the Department of Revenue, Department of Administration, and State Bureau of Investigation.

Another large item is the Contingency and Emergency Fund, which is distributed almost entirely to agencies and institutions outside of General Government.

EDUCATION

The most important and most expensive function of our State government is education—support of the public schools, maintenance of our institutions of higher education, aid to five community colleges, operation of

schools for handicapped children, and support of the State Library, Department of Archives and History, and several other educational and cultural undertakings.

Recommended General Fund appropriations for the entire education function, including a proper share of retirement contributions and debt service, total \$520,000,000. This is 75.4 per cent of total recommended General Fund appropriations for all purposes. While that percentage figure is down slightly from prior years, the Budget nevertheless carries an absolute increase of \$70,000,000 or 16 per cent over current expenditures for education.

For the public schools, on which the major share of State education funds are spent, recommended appropriations total \$442,000,000. This is \$51,000,000 or 13 per cent above comparable expenditures for 1959-61, which include the contingent supplemental salaries voted by the General Assembly two years ago.

The "A" Budget contains a public school appropriation increase of \$25,000,000 to take care of an enrollment growth of 19,000 pupils a year and otherwise to continue current levels of instruction and supporting services. The "B" Budget recommendations provide for salary increases and other improvements in the public schools to the extent of \$40,000,000 which includes \$14,000,000 to convert the contingent supplemental salaries now being paid into a part of the continuing salary base for public school employees.

I know that improving the salaries of public school teachers and other school employees is of major concern to all of you. Appropriations of \$35,000,000, which is the greater part of the public school budget increase, will make possible a new salary range for public school academic teachers of \$3,300 to \$5,000 a year, compared with the present range of \$2,946 to \$4,557 a year. Salary increases in the same proportion are recommended for principals, superintendents, and supervisors. Vocational teachers' salary schedules, already higher than those of academic teachers, are also to be increased proportionately.

In addition to salary increases, the new funds recommended will strengthen State-level supervisory and administrative activities in the public school system and in many other respects implement the requests of the State Board of Education.

The annual rate of State support for public school libraries is increased from \$1.50 to \$3.00 per pupil, and the annual State allotment for instructional supplies is raised from \$1.12 to \$1.50 per pupil. Adequate provision is made for a new program for the professional improvement of teachers, for a permanent curriculum study and research program under the State Board of Education, for the administration of the National Defense Education Program, and for the development of vocational education instructional materials.

Local school supervision will be improved by the addition of 25 local unit supervisors to the present 256. The program for mentally retarded children received the full financial support requested.

In vocational education, the budget recommendations allow expansion of vocational instruction and vocational rehabilitation programs. A new agri-

cultural technology program is recommended. The 19 industrial education centers which are contributing so much to the industrial growth of our State will receive \$763,000 for additional equipment.

You can readily see that public schools have not been exactly neglected, but it has been deliberately left to us to initiate the fulfillment of the bright promise of quality education which holds so much for the future of our people.

The overall increase in general fund appropriations from the last budget to this one is 18%.

The total increase for public schools is 13%.

The percentage of the total general fund budget is 67.7%. With all that was done by this Budget Commission, and it is considerable, we have shown little progress. In 1959-61 the percentage of our total general fund resources going to public schools was 70.4%. This budget, I repeat, allots only 67.7%.

So you can see that in spite of all we have done, we are losing ground.

The programs of enrichment cannot be implemented under this budget. At least, forgetting the small percentage differences, which can be explained away in several creditable ways, this is pretty good evidence that we are not making the progress we must make.

It can be argued that we can get along on this level of appropriations, and we can, but at this rate we will never achieve opportunities of education second to none.

I have talked with Governor Hodges and with the members of the Advisory Budget Commission. They realize this budget will not achieve the goals in education we must now reach. But they have done the best possible within the framework of the tax structure with which they worked, and they have properly left to us the challenge of achieving high quality in our system of public schools.

I am sure, I am positive, that there is contained in this Budget no implied admonition to "hold the line" at the proposed figures.

Rather, I am satisfied, I know, that it was and is expected that this Budget will serve as a "line of departure" from which we will move to the objective of quality education to meet the demand of a rapidly advancing, changing, scientific, complex world.

Because of the importance of public schools, I have chosen to talk about expanding our educational opportunities at a later time when we can devote our attention exclusively to that subject, and therefore I request your indulgence in allowing me to deliver another and special message on the Budget for public education.

Turning now to higher education: appropriations recommended for the Consolidated University of North Carolina and the nine other institutions of higher education total \$58,000,000, an increase of \$12,000,000 or 26 per cent beyond current appropriation expenditures.

Our University and colleges now enroll 36,500 students, or 53 per cent of those attending college in this State. A further rise of 4,000, or 11 per cent, is expected in the next two years.

The Advisory Budget Commission recommends as a policy matter that college tuition rates be increased, on the ground that the per student cost

to the State for higher education has risen more in proportion than has the cost to the student in tuition and fees. It is recommended that the proceeds from these additional tuition receipts, totalling \$2,200,000, be distributed 50 per cent to scholarships, 40 per cent to faculty salaries, and 10 per cent to libraries. The scholarships would offset the impact of tuition increases on needy students.

Competition for qualified college faculty members is keen through the nation, because college enrollment pressures are felt nationwide. Faculty salary funds will be increased under the terms of this Budget by \$3,400,000 from General Fund appropriations and an additional \$900,000 from tuition increases. Distribution of these salary funds will be left to the discretion of the administrators of the various institutions, as has been the recent practice.

The increase in higher education appropriations will, in addition to salary raises, provide for teaching larger numbers of students and for the purchase of additional library books and instructional and scientific equipment.

Appropriations in aid of summer school programs at the state institutions will be regularized by the appropriation of \$960,000, to be distributed among the institutions in proportion to hours of summer school instruction given. Grants to community colleges will be increased from \$3.25 to \$4.00 per student quarter hour of instruction in approved courses.

HEALTH AND HOSPITALS

Appropriations recommended for health and hospitals total \$65,000,000, an increase of 17 per cent over current expenditures. Most of this increase represents the cost of continuing and expanding operations of the mental institutions and the training schools for mentally retarded children and the extension and enrichment of programs of the State Board of Health.

Funds are recommended to continue operations at the present levels of service in Memorial Hospital at Chapel Hill, the sanatorium system, and other State hospitals and health agencies.

PUBLIC WELFARE

General Fund appropriation recommendations for all public welfare activities total \$25,000,000, an increase of 17 per cent over current expenditures. These State appropriations together with federal and county contributions, will provide \$168,000,000 for public welfare. This is \$18,000,000 more than will be received during the current biennium.

The funds recommended for public welfare will support the caseloads and average grants projected by the State Welfare agencies in the Old Age Assistance, Aid to Dependent Children, Aid to the Permanently and Totally Disabled, and Aid to the Blind programs. These projections of average caseloads and average grants are based on the continuation of recent trends, all of which are upward except for the Old Age Assistance caseload.

I suggest that you carefully evaluate the welfare proposals and assure yourselves that the recommended funds are sufficient to support reasonable increases in the public assistance programs.

CORRECTIONS

The Budget recommends appropriations of \$4,500,000 for the State juvenile correction program, an increase of 29 per cent over 1959-61 expenditures.

Included are funds for the establishment of a new Juvenile Evaluation and Treatment Center on the Moore General Hospital property near Asheville, recently given to the State by the federal government. This center will be used for processing and classifying all students assigned by the courts to the correctional schools, as well as for the psychiatric care and rehabilitation of difficult cases.

The Probation Commission and Board of Paroles have heretofore been supported by the Highway Fund. The Budget Report recommends their transfer to the General Fund. Moderate appropriation increases are proposed for each of these agencies.

PUBLIC SAFETY AND REGULATIONS

For public safety and regulation, which includes the military and civil defense departments as well as several regulatory agencies, appropriations of \$7,000,000—an increase of nine per cent—are recommended. The increase will go chiefly to the financial responsibility program of the Department of Motor Vehicles, the civil defense program, and expanded activities of other regulatory agencies.

NATURAL RESOURCES AND RECREATION

Appropriations recommended for natural resources and recreation are \$8,000,000, which is 15 per cent more than current expenditures. This increase will strengthen the programs in forest management, industrial development, commercial fisheries resources, and water resources.

AGRICULTURE

The agricultural agencies will, under the recommended Budget, receive General Fund appropriations totaling \$12,000,000. The increase over current expenditures is \$800,000 or seven per cent.

Included is a General Fund appropriation to the Department of Agriculture of \$2,900,000, an 18 per cent increase over comparable current expenditures. This sum, together with a \$2,800,000 appropriation from the Agriculture Fund, will furnish appropriations of \$5,700,000 to the Department of Agriculture. The increases will permit improved inspectional activities and better tax collection by the Department.

Salary increases for academic personnel in the Agricultural Experiment Station and the Cooperative Agricultural Extension Service, both of which are administratively controlled by State College, are included in the appropriations to the Consolidated University of North Carolina. Modest increases are proposed in other phases of the budgets of those agencies.

Several farms now being operated at State institutions no longer serve their original purposes, take too much of the time of administrative personnel, and their orderly discontinuation is recommended.

RETIREMENT AND PENSIONS

Teachers and other State employees belong to the Teachers' and State Employees' Retirement System. The State's contribution to the Retirement System covers the employer's contribution for both Social Security and the State retirement plan.

General Fund appropriations to the Retirement System will total \$46,000,000. The increase of 40 per cent over current expenditures for this purpose is attributable to the normal growth in the number of people on the State payroll, the State's contribution required to match increased salaries, higher Social Security contribution rates, and larger contributions required to keep the Retirement System in actuarially sound condition.

DEBT SERVICE

General Fund debt service appropriation recommendations of \$25,000,000 are 50 per cent higher than expenditures for the current biennium. Of the increase, \$3,400,000 will be required to service the debt outstanding on July 1, 1961, and another \$4,900,000 will be necessary to service the capital improvement bonds which the Budget recommends be authorized and issued.

SALARY INCREASES

Budget recommendations for salary increases in education have already been discussed. For full-time, permanent employees subject to the State Personnel Act, the Budget provides salary increases of \$3,000,000 from the General Fund and \$2,850,000 from the Highway Fund. If this amount were distributed on a percentage basis, it would provide an across-the-board pay raise of three per cent. Recommended salary increases and additional merit salary increments combined add seven per cent to the total cost of salaries for this group of State employees.

CAPITAL IMPROVEMENTS

Recommended General Fund appropriations for capital improvements total \$58,000,000. These appropriations will be financed by a direct appropriation of \$4,000,000 from current revenues, \$6,000,000 in bonds to be issued on legislative authorization, and \$48,000,000 in bonds to be issued upon approval by the legislature and a favorable vote of the people.

Nearly half of the capital improvement recommendations—\$26,500,000—is for the institutions of higher education. This sum represents about half of the capital improvement requests submitted by those institutions.

The voted bond issue will finance \$13,500,000 for expanded State Port Facilities.

To relieve overcrowding of our State offices in Raleigh, the Budget provides that the State Highway Building, which was financed from the Highway Fund, and the Highway Commission's testing laboratory building, be purchased by the General Fund from the Highway Fund at a price of \$2,365,000. The building will furnish office space for General Fund agencies. The Highway Commission will apply the sale proceeds to the construction of a new Highway Building in the Raleigh area.

The State has long needed an appropriate building for its very fine archives collection and historical museum, and for its State Library. To erect such a building, an appropriation of \$2,692,000 is recommended.

The Raleigh Farmers Market is currently operated by the State Department of Agriculture on an experimental basis under a lease contract with the owner of the facility. The lease expires this Spring. It is recommended that the State purchase the Farmers Market facility at a price of \$500,000, in order to continue and improve the services which the Market is rendering to the farmers of the State.

THE HIGHWAY FUND

Highway Fund revenues are currently earmarked for the support of the State Highway Commission, the Department of Motor Vehicles, and the State Prison Department.

All of the balance of \$58,000,000 with which the Highway Fund will begin the next biennium is already committed. Current revenues, State and Federal, are estimated at \$331,000,000 for 1961-63. Recommended Highway Fund appropriations total \$358,000,000, leaving a balance at the end of the next biennium of \$31,000,000, practically all of which is already reserved for debt service and aid to municipalities.

REVENUE

Estimated Highway Fund State revenue for 1961-63 is \$295,000,000—or seven per cent above current revenue. This increase rate would have been higher, but for the depressing effect of growing numbers of compact and small foreign cars upon gasoline consumption. It is estimated that gasoline consumption during this year will be about one per cent less than it would have been if no compacts had been sold.

APPROPRIATIONS

In spite of the anticipated gain in Highway Fund State revenue, recommended appropriations from State and Federal funds combined total \$358,000,000, down \$63,000,000—or 15 per cent—from current expenditures. This decrease is almost wholly due to a drop of \$62,000,000 in federal funds to be spent in 1961-63. Appropriations from State funds are almost identical with those of the current biennium.

STATE HIGHWAY COMMISSION

Recommended appropriations of State and Federal funds to the State Highway Commission are \$317,000,000, which is 19 per cent down from current expenditures. Again, this reduction is due to a falling-off in federal construction funds.

The decrease in federal funds for highway construction comes from the fact that in prior years, North Carolina, because it was in position to take immediate advantage of federal Interstate System grants, received higher annual allocations for the Interstate System than are now being allocated to us. During 1961-63, Interstate allocations and expenditures, as well as other federal aid funds, are likely to remain constant unless some change is made in the present federal highway program.

DEPARTMENT OF MOTOR VEHICLES

Highway Fund appropriations recommended for the Department of Motor Vehicles are \$19,000,000, an increase of six per cent over 1959-61

expenditures. Included in the recommendations are 50 Highway Patrol clerks who will relieve 50 patrolmen for road patrol service.

STATE PRISON DEPARTMENT

Recommended Highway Fund appropriations for the State Prison Department are \$32,000,000, an increase of 22 per cent over current expenditures.

This increase of \$5,600,000 will provide primarily for reduction of working hours of custodial employees from more than 60 to 48 hours a week, for salary adjustments already authorized for certain classifications of Prison employees, for expansion of rehabilitation and training activities, for improved security measures, and for new programs of adult education and vocational education for youthful offenders. A major reorganization of the Prison system, especially as to the number and size of field units and facilities, is also contemplated by the Budget.

CAPITAL IMPROVEMENTS

Capital improvements recommendations for Highway Fund agencies total \$5,700,000, of which \$2,600,000 will come from the Highway Fund and the remainder from other sources. No bonds are proposed for these capital improvements.

The recommended appropriations will finance construction of a new State Highway Building; necessary new prison facilities; and Highway Patrol facilities, offices, and radio towers and equipment.

CONCLUSION

In conclusion, let me say again that the recommended Budget which I have just outlined to you, and which is about to be placed in your hands, constitutes a sound basic plan of State expenditures for the upcoming biennium. With the additions which I shall shortly recommend to you, I firmly believe that it will enable us to make a long stride towards the New Day which all of us covet for our beloved North Carolina.

Thank you.

Upon motion of Senator Crew, the Joint Session dissolves, and the Senate returns to its Chamber.

The Senate resumes consideration of its regular business.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Stikeleather: S. B. 5, a bill to authorize the issuance of forty-seven million, five hundred and five thousand dollars of bonds of the State to provide for Capital Improvements for State Institutions and Agencies subject to a vote of the qualified voters of the State.

Referred to Committee on Appropriations.

By Senator Stikeleather: S. B. 6, a bill to authorize the issuance of six million, one hundred and eighty-nine thousand dollars of bonds of the State to provide for Capital Improvements for State Institutions and Agencies.

Referred to Committee on Appropriations.

By Senator Stikeleather: S. B. 7, a bill to make appropriations for capital improvements of State Institutions, Departments, and Agencies and construction of buildings and permanent improvements for the State.

Referred to Committee on Appropriations.

By Senator Stikeleather: S. B. 8, a bill to make appropriations for current operations of the State's Departments, Bureaus, Institutions, and Agencies, and for other purposes.

Referred to Committee on Appropriations.

By Senator Aydlett: S. B. 9, a bill relating to the North Carolina Small Loans Act.

Referred to Committee on Banking.

By Senator Hollowell: S. B. 10, a bill to amend Chapter 22 of the 1959 Session Laws authorizing the county commissioners of Wayne County to turn into the general fund all taxes collected for the year 1955 and all prior years so as to include 1957.

Referred to Committee on Finance.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow morning at 10 o'clock.

THIRD DAY

SENATE CHAMBER,
Friday, February 10, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senator Banzet for Monday, February 13, 1961.

The Chair appoints to serve as the Committee for the Composite Senate Pictures of the 1961 Session: Senators Kesler, Chairman, Hancock and Clayton.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 3, a joint resolution relating to the redistricting of Congressional Districts for congressional election purposes.

H. B. 5, an Act relating to the board of commissioners of the town of Chadbourn in Columbus County.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Eagles: S. B. 11, a bill to authorize the county commissioners of Wilson County to regulate motor vehicle traffic on county owned property at the Wilson County Courthouse.

Referred to Committee on Counties, Cities and Towns.

By Senator Rutledge: S. B. 12, a bill to amend certain Sections of the General Statutes to provide for the disbursement of the annual appropriations for aid to the medically indigent by the State Board of Public Welfare rather than by the North Carolina Medical Care Commission.

Referred to Committee on Public Welfare.

By Senator Cook: S. B. 13, a bill to amend certain Sections of the General Statutes to provide for the licensing of nursing homes by the State Board of Health rather than by the North Carolina Medical Care Commission and the State Board of Public Welfare.

Referred to Committee on Public Health.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 7, a bill to amend the charter of the town of Ahoskie in Hertford County with respect to town elections.

Referred to Committee on Local Government.

H. B. 8, a bill to exempt Hertford County from the provisions of Chapter 1235 of the Session Laws of 1959, relating to plats and subdivisions and land surveys and recording of the same.

Referred to Committee on Counties, Cities and Towns.

H. B. 9, a bill relating to the consolidation of any portions of the Guilford County Administrative School Unit with any city administrative school unit in Guilford County.

Upon motion of Senator Humphrey, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 14, a bill to appoint W. Albert McCormick, Jr., to the Robeson County Board of Education.

Upon motion of Senator Moore, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

APPOINTMENTS

The President announces the appointment of the following standing Committees:

Committee on Agriculture: Senators Shelton, Chairman; Brock, Vice-Chairman; Hancock, Vice-Chairman; Alford, Davis, Eubank, Gentry, Hollowell, Humber, Jordan, Moore, Morgan, Scott, Thomas of Hoke, Warren of Sampson, Whitley, Winkler, Winslow.

Committee on Appropriations: Senators Stikeleather, Chairman; Davis, Vice-Chairman; Jordan, Vice-Chairman; Aydtlett, Banzet, Bell, Brock, Clark, Clayton, Crew, Gentry, Hollowell, Humber, Humphrey, Rhyne,

Royall, Rutledge, Scott, Shelton, Shuford, Stone, Van Landingham, Warren of Beaufort, White, Winkler, Winslow.

Committee on Banking: Senators Aydlett, Chairman; Rhyne, Vice-Chairman; Burrow, Crew, Currie, Davis, Eagles, Gentry, Forsyth, King, Midgett, Moore, Stikeleather, Stone, Thomas of Hoke, Winkler.

Committee on Congressional Districts: Senators Morgan, Chairman; Shuford, Vice-Chairman; Warren of Beaufort, Vice-Chairman; Clark, Currie, Forsyth, Jordan, Kesler, Shelton, Stone, Van Landingham, Warren of Sampson.

Committee on Conservation and Development: Senators Davis, Chairman; Morgan, Vice-Chairman; Rutledge, Vice-Chairman; Clark, Clayton, Eubank, Forsyth, Gentry, Johnson, Rhyne, Sumner, Thomas of Hoke, Warren of Beaufort, White, Whitmire, Winslow.

Committee on Constitution: Senators Jordan, Chairman; Kesler, Vice-Chairman; Warren of Beaufort, Vice-Chairman; Aydlett, Banzet, Bell, Cook, Currie, Hamilton, Humber, King, Van Landingham, White, Whitmire.

Committee on Counties, Cities and Towns: Senators King, Chairman; Eubank, Vice-Chairman; Clayton, Cook, Hamilton, Hoyle, Royall, Shuford, Thomas of Hoke, Thomas of Union.

Committee on Courts and Judicial Districts: Senators Kesler, Chairman; Aydlett, Vice-Chairman; Humphrey, Vice-Chairman; Banzet, Bell, Brock, Clark, Crew, Davis, Hamilton, Humber, McGeachy, Scott, Thomas of Union, Warren of Beaufort, White.

Committee on Education: Senators Scott, Chairman; Whitmire, Vice-Chairman; Van Landingham, Vice-Chairman; Alford, Burrow, Brock, Davis, Eubank, Gentry, Hamilton, Humber, Humphrey, McGeachy, Midgett, Moore, Morgan, Rutledge, Shuford, Whitley.

Committee on Election Laws and Legislative Representation: Senators Currie, Chairman; Shuford, Vice-Chairman; Warren of Sampson, Vice-Chairman; Bell, Eubank, Hoyle, Humphrey, McGeachy, Stone, Sumner, Van Landingham, Warren of Beaufort, Whitmire.

Committee on Finance: Senators White, Chairman; Currie, Vice-Chairman; Forsyth, Vice-Chairman; Alford, Burrow, Cook, Eagles, Eubank, Hamilton, Hancock, Hoyle, Johnson, Kesler, King, McGeachy, Midgett, Moore, Morgan, Roberts, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Warren of Sampson, Whitley, Whitmire.

Committee on Higher Education: Senators Humber, Chairman; Stone, Vice-Chairman; Aydlett, Bell, Clayton, Crew, Davis, Humphrey, Rhyne, Shelton, Sumner.

Committee on Insurance: Senators Humphrey, Chairman; Burrow, Vice-Chairman; Alford, Aydlett, Clayton, Eagles, Gentry, Hancock, Hoyle, Johnson, Rhyne, Shuford, Stikeleather, Thomas of Union.

Committee on Interstate and Federal Relations: Senators Hoyle, Chairman; Royall, Vice-Chairman; Banzet, Eubank, Hollowell, Midgett, Rhyne, Warren of Sampson, Whitmire.

Committee on Journal, Engrossing, Enrolling and Printing: Senators Winkler, Chairman; Whitley, Vice-Chairman; Banzet, Bell, Roberts, Royall.

Committee on Judiciary No. 1: Senators Bell, Chairman; McGeachy, Vice-Chairman; Aydlett, Brock, Crew, Hamilton, Hancock, Hoyle, Humphrey, Jordan, Rutledge, Warren of Sampson, Whitmire.

Committee on Judiciary No. 2: Senators Clark, Chairman; Banzet, Vice-Chairman; Currie, Eagles, Humber, Kesler, King, Roberts, Thomas of Union, Van Landingham, Warren of Beaufort, White.

Committee on Local Government: Senators Alford, Chairman; Winkler, Vice-Chairman; Banzet, Hancock, Hollowell, Humber, McGeachy, Rhyne, Roberts, Van Landingham.

Committee on Manufacturing, Labor and Commerce: Senators Thomas of Union, Chairman; Winslow, Vice-Chairman; Burrow, Cook, Forsyth, Kesler, Rhyne, Rutledge, Scott, Shuford, Sumner, Thomas of Hoke.

Committee on Mental Institutions: Senators Stone, Chairman; Midgett, Vice-Chairman; Burrow, Eagles, Gentry, Hollowell, Roberts, Royall, Stikeleather, Thomas of Hoke, White.

Committee on Penal Institutions: Senators Burrow, Chairman; Hamilton, Vice-Chairman; Alford, Aydlett, Brock, Cook, Davis, Johnson, McGeachy, Scott, Van Landingham, Whitley.

Committee on Propositions and Grievances: Senators Thomas of Hoke, Chairman; Hamilton, Vice-Chairman; Brock, Forsyth, Moore, Shelton, Shuford, Stikeleather, Whitley, Winslow.

Committee on Public Health: Senators Cook, Chairman; Hollowell, Vice-Chairman; Eubank, Gentry, Hoyle, King, Midgett, Royal, Warren of Sampson, Winkler.

Committee on Public Roads: Senators Moore, Chairman; Eagles, Vice-Chairman; Johnson, Vice-Chairman; Brock, Crew, Hancock, Jordan, Morgan, Royall, Rutledge, Shelton, Stikeleather, Stone, Sumner, Warren of Beaufort, Warren of Sampson, Winslow, Whitmire.

Committee on Public Utilities: Senators Sumner, Chairman; Crew, Vice-Chairman; Clayton, Eubank, Johnson, Jordan, Kesler, King, Midgett, Scott, Whitmire.

Committee on Public Welfare: Senators Rutledge, Chairman; Gentry, Vice-Chairman; Alford, Banzet, Clark, Cook, Hancock, Hollowell, Hoyle, Johnson, King, Morgan, Winkler.

Committee on Retirement, Employment Security: Senators Winslow, Chairman; Roberts, Vice-Chairman; Hamilton, Hoyle, McGeachy, Midgett, Royall, Rutledge, Rhyne, Warren of Sampson, Whitley, Winkler.

Committee on Salaries and Fees: Senators Forsyth, Chairman; Alford, Burrow, Hollowell, King, Thomas of Union, Winkler.

Committee on State Government: Senators Eagles, Chairman; Currie, Vice-Chairman; Bell, Brock, Clark, Clayton, Cook, Crew, Humphrey, Jordan, Moore, Morgan, Van Landingham.

Committee on University Trustees: Senators Shuford, Chairman; Thomas of Hoke, Vice-Chairman; Scott, Vice-Chairman; Clark, Currie, Davis, Eagles, Forsyth, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Roberts, Rutledge, Shelton, Stone, Sumner, Warren of Beaufort, Winslow, Whitley.

Committee on Veterans and Military Affairs: Senators Hancock, Chairman; Alford, Vice-Chairman; Banzet, Burrow, Clayton, Johnson, Roberts, Thomas of Union.

Committee on Wildlife: Senators Whitley, Chairman; Clayton, Vice-Chairman; Cook, Forsyth, Hancock, Hollowell, Midgett, Roberts, Shelton, Stikeleather, White, Winslow.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 7:30 o'clock.

FOURTH DAY

SENATE CHAMBER,
Saturday, February 11, 1961.

The Senate meets pursuant to adjournment, and in the absence of Lieutenant Governor H. Cloyd Philpott and President Pro Tempore Lunsford Crew, the Principal Clerk S. Ray Byerly calls Senator Clayton to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Jordan for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Crew, the Senate adjourns to meet Monday evening at 7:30 o'clock.

FIFTH DAY

SENATE CHAMBER,
Monday, February 13, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Rutledge of Cabarrus and Senator Morgan of Cleveland, the courtesies of the floor are extended to former Senators Ernest W. Ross of McDowell County and Grady Mercer of Duplin County.

Upon motion of Senator Jordan, the courtesies of the floor are extended to Mr. James Moore of Wake County.

Upon motion of Senator Humphrey, H. B. 9, a bill relating to the consolidation of any portions of the Guilford County school unit with any city administrative school unit in Guilford County, is recalled from the Enrolling Office for further consideration by the Senate.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Whitmire: S. B. 14, a bill to amend General Statutes 139-40 so as to clarify the authority of a board of county commissioners to fix the maximum amount of a watershed improvement tax.

Referred to Committee on Conservation and Development.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 6, a joint resolution honoring the memory of W. D. Carmichael, Jr.

Upon motion of Senator Scott, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 21, a bill relating to the consolidation of any portions of the Guilford County Administrative School Unit with any city administrative school unit in Guilford County.

Upon motion by Senator Humphrey, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 22, a bill to amend General Statutes 160-173 relating to zoning so as to make the proviso therein contained inapplicable to Union County and the municipalities therein.

Upon motion of Senator Thomas, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns in honor of the memory of W. D. Carmichael, Jr., Vice-President and Finance Officer of the Greater University of North Carolina, Chapel Hill, N. C., to meet tomorrow at 12 M.

SIXTH DAY

SENATE CHAMBER,

Tuesday, February 14, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Mrs. John E. Treadwell of Wake County, and Wrenn and Judy Treadwell are made honorary pages of the Senate.

Upon motion of Senator Humphrey, the vote by which H. B. 9, a bill relating to the consolidation of any portions of the Guilford County Administrative School Unit with any city administrative school unit of Guilford County, passed its third reading is reconsidered, and upon his motion the bill is laid upon the table.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 14, an act to appoint W. Albert McCormick, Jr. to the Robeson County Board of Education.

H. B. 21, an act relating to the consolidation of any portions of the Guilford County Administrative School Unit with any city administrative school unit in Guilford County.

H. B. 22, an act to amend General Statutes 160-173 relating to zoning so as to make the proviso therein contained inapplicable to Union County and the municipalities therein.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Davis: S. R. 15, a resolution inviting the General Assembly to hold a session of the General Assembly in the city of Winston-Salem, Forsyth County.

Upon motion of Senator Davis, the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by Special Messenger.

By Senator Moore: S. B. 16, a bill to amend Chapter 17 of the Private Laws of 1937 authorizing Knox M. Lewis to practice veterinary medicine.

Referred to Committee on Public Health.

By Senator Crew: S. B. 17, a bill to authorize the mayor and governing authority of the city of Roanoke Rapids to use certain real estate for a public library.

Referred to Committee on Counties, Cities and Towns.

By Senator Kesler: S. B. 18, a bill to authorize the appointment of four special judges.

Referred to Committee on Courts and Judicial Districts.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 27, a bill authorizing the city of Edenton to sell at private sale certain lands that it may acquire from the Federal Government.

Upon motion of Senator Aydtlett, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 28, a bill to authorize the governing body of the town of Canton to establish by ordinance a retirement or pension fund for employees.

Referred to Committee on Retirement, Employment Security.

REPORT OF RULES COMMITTEE

Senator Crew submits the following report for the Committee on Rules as the Rules of the Senate for the Session of 1961:

ORDER OF BUSINESS

Rule 1. Convening hour.—The President shall take the Chair at the hour fixed by the Senate upon adjournment on the preceding legislative day, and shall call the members to order. In case the Senate adjourned on the preceding legislative day without having fixed the hour for reconvening, the Senate shall reconvene on the next legislative day at 12:00 o'clock noon.

Rule 2. Opening the session.—The President shall, upon order being obtained, have the sessions of the Senate opened with prayer.

Rule 3. Convening in absence of President.—In the absence of the President, the President pro tempore shall reconvene the Senate and preside, and during such time shall be vested with all powers of the President except that of casting a vote in case of tie when he shall have voted as a Senator. And in the event of the absence of the President and President pro tempore at any time fixed for the reconvening of the Senate, the Principal Clerk of the Senate, or in his absence also, some member of the Senate Committee on Rules, shall call the senate to order and designate some member to act as President.

Rule 4. Quorum.—(a) A quorum consists of a majority of all the qualified members of the Senate.

(b) When a lesser number than a quorum convene, the Senators present may send the doorkeeper or any other person, for any or all absent Senators, as a majority of the Senators present determine.

Rule 5. Approval of Journal.—After the prayer, and upon appearance of a quorum, the President shall cause the Journal of the preceding day to be read and approved, unless the Chairman of the Committee on Journal or some member of the Senate by motion sustained by a majority of the members present, have the reading thereof dispensed with and the same approved as written.

Rule 6. Order of business.—After approval of the Journal, the order of business shall be as follows:

- (1) Reports of standing committees.
- (2) Reports of select committees.
- (3) Introduction of bills, petitions and resolutions.
- (4) Messages from the House of Representatives.
- (5) Unfinished business of preceding day.
- (6) Special Orders.

(7) General Orders—First, local bills on third reading roll call, then local bills on second reading roll call. After that the viva voce second reading local calendar in numerical order, taking up the Senate bills in first

order. After disposition of the local calendar, the public calendar of bills will be considered in the same order, this it:

(a) Third reading roll call bills.

(b) Second reading roll call bills.

(c) Second reading bills to be considered *viva voce*, with Senate bills taking precedence in order over House bills.

But messages from the Governor and House of Representatives and communications and reports from State officers and reports from the Committee on Engrossed and Enrolled Bills may be received and acted on under any order of business.

CONDUCT OF DEBATE

Rule 7. President to maintain order.—The President shall have general direction of the Hall of the Senate, and in case of any disturbance or disorderly conduct in the galleries or lobbies, he shall have the power to order the same cleared.

Rule 8. Substitution for president.—The President shall have the right to call on any member to perform the duties of the Chair, but substitution shall not extend beyond one day.

Rule 9. Points of order.—(a) The President shall preserve order and decorum and proceed with the business of the Senate according to the rules adopted. He shall decide all questions of order, subject to an appeal to the Senate by any member, on which appeal no member shall speak more than once unless by leave of the Senate. A two-thirds vote of the members present is necessary to sustain any appeal from the ruling of the Chair.

(b) In the event the Senate Rules do not provide for, or cover any point of order raised by any Senator, the rules of the United States House of Representatives shall govern.

(c) When a Senator is called to order he shall take his seat until the President determines whether he was in order or not; if decided to be out of order, he shall not proceed without the permission of the Senate; and every question of order shall be decided by the President, subject to an appeal to the Senate by any Senator; and if a Senator is called to order for words spoken, the words excepted to shall be immediately taken down in writing, that the President or Senate may be better able to judge of the matter.

Rule 10. Debating and voting by Lieutenant Governor.—The Lieutenant Governor, as President of the Senate, being a Constitutional Officer shall not have the right to debate any question or to address the Senate upon any proposition unless by permission of the majority of members present, and shall have the right to vote only when there is a tie vote upon any question or election.

Rule 11. Obtaining recognition.—When any Senator is about to speak in debate or deliver any matter to the Senate, he shall rise from his seat and respectfully address the President. No member shall speak until recognized by the President, and when two or more members rise at the same time, the President shall name the member to speak.

Rule 12. Recognition for extending courtesies.—The President of the Senate, in the interest of orderly procedure and in order properly to expedite the business of the Senate, may refuse to recognize any member for the purpose of extending the courtesies of the floor, lobbies or galleries to any one or group during any particular order of business, but shall recognize such member for said purpose at the close of such order of business if he then desires recognition.

Rule 13. Limitations on individual debate.—No Senator shall speak or debate more than twice nor longer than thirty minutes on the same day on the same subject without leave of the Senate.

Rule 14. Priority of business.—All questions relating to priority of business shall be decided without debate.

Rule 15. Reading of papers.—When the reading of a paper, other than a petition, is called for, and any Senator objects to the reading, the question shall be determined by the Senate without debate.

Rule 16.—General Decorum.—(a) Senators and visitors shall uncover their heads upon entering the Senate Chamber while the Senate is in session and shall continue uncovered during their continuance in the Chamber.

(b) No remark reflecting personally upon the action of any Senator shall be in order in debate unless preceded by a motion or resolution of censure.

(c) When the President is putting a question, or a division by counting is in progress, no Senator shall walk out of or across the Chamber, nor when a Senator is speaking, pass between him and the President.

(d) When a motion to adjourn or for recess is affirmatively determined, no member or officer shall leave his place until adjournment or recess is declared by the President.

(e) Smoking shall not be allowed on the floor or galleries of the Senate during sessions: Provided that smoking may be permitted in the side lobbies and in the lobby in the rear of the President's desk.

MOTIONS

Rule 17. Motions generally.—All motions shall be reduced to writing, if desired by the President or a Senator, delivered at the table, and read by the President or Reading Clerk before the same are debated; but any motion may be withdrawn by the introducer at any time before decision or amendment.

Rule 18. Motions—Order of precedence.—When a question is before the Senate no motion shall be received except those herein specified, which motions shall have precedence as follows, viz:

- (1) To adjourn.
- (2) To lay on the table.
- (3) For the previous question.
- (4) To postpone indefinitely.
- (5) To postpone to a certain day.
- (6) To commit to a standing committee.
- (7) To commit to a select committee.
- (8) To amend.
- (9) To substitute.

Rule 19. Motions to adjourn and to lay on the table.—The motions to adjourn and to lay on the table shall be decided without debate, and the motion to adjourn shall always be in order when made by a Senator entitled to the floor.

Rule 20. Motions to postpone to certain day and to commit.—The respective motions to postpone to a certain day, or to commit, shall preclude debate on the main question.

Rule 21. Action when previous question pending.—When a motion for the previous question is made and is pending, debate shall cease. After a motion for the previous question is made, pending a second thereto, any member may give notice that he desires to offer an amendment to the bill or other matter under consideration; and after the previous question is seconded such member shall be entitled to offer his amendment in pursuance of such notice.

Rule 22. Motion for previous question.—The previous question shall be as follows: "Shall the main question be now put?" and until it is decided shall preclude all amendments and debate. If this question is decided in the affirmative, the "main question" shall be on the passage of the bill, resolution or other matter under consideration; but when amendments are pending, the question shall be taken upon such amendments in their inverse order, without further debate or amendment: Provided, that no one shall move the previous question except the member submitting the report on the bill or other matter under consideration, and the member introducing the bill or other matter under consideration, or the member in charge of the measure, who shall be designated by the chairman of the committee reporting the same to the Senate at the time the bill or other matter under consideration is reported to the Senate or taken up for consideration.

Rule 23. Motion to reconsider.—When a question has been once put and decided, any Senator who voted in the majority may move to reconsideration thereof: but no motion for the reconsideration of any vote shall be in order after the bill, resolution, message, report, amendment or motion upon which the vote was taken has gone out of the possession of the Senate; nor shall any motion for reconsideration be in order unless made on the same day or in the next following legislative day on which the vote proposed to be reconsidered took place, unless the motion is made by the Committee on Enrolled Bills for verbal or grammatical errors in the bills, when the motion may be made at any time, Provided that when the next Legislative day has by motion of the Senate, been restricted as to matters which may be considered, a motion to reconsider shall be in order on the next succeeding day upon which regular business is conducted. No question shall be reconsidered more than once.

VOTING

Rule 24. Putting question; division.—All questions for a vote shall be put as follows: "Those in favor say 'Aye,'" and after the affirmative vote is expressed—"Opposed 'No'." After which the President will announce the result. If a division on any vote is desired, it must be called for immediately before the result of the voting is announced on any question, and

upon such call, the President shall require the members to stand and be counted for and against any proposition under consideration.

Rule 25. Voting by ayes and noes.—The ayes and noes may be called for on any question before the vote is taken, and if the call is sustained by one-fifth of the Senators present, the roll of the Senate shall be called and the ayes and noes taken, and the same shall be entered upon the Journal. If a Senator desires the ayes and noes recorded on any question, he shall address the Chair and obtain recognition and say, "Upon that vote or question I call for the ayes and noes." Whereupon the President shall say, "Is the call sustained?" If one-fifth of the members present then stand the roll is called and the ayes and noes recorded. If less than one-fifth present stands, the Chair announces, "An insufficient number up" and a viva voce vote is then taken.

Rule 26. Dividing question.—If any question contains several distinct propositions, it shall be divided by the President, at the request of any Senator, provided each subdivision, if left to itself, forms a substantive proposition.

Rule 27. Duty to vote.—Every Senator who is within the bar of the Senate when the question is stated by the Chair shall vote thereon, unless he is excused by the Senate or unless he is directly interested in the question; and the bar of the Senate shall include the entire Senate Chamber.

Rule 28. Excuse from voting.—Any Senator requesting to be excused from voting may make, either immediately before or after the vote has been called for and before the result has been announced, a brief statement of the reasons for making such request, and the question shall then be taken without debate.

Rule 29. Explanation of vote.—Any Senator may explain his vote on any bill pending by obtaining permission of the President before the vote is put: Provided, that not more than three minutes shall be consumed in such explanation.

COMMITTEES

Rule 30. Appointment of Committees.—The President of the Senate, unless he has by law disqualified himself from that office, shall have the exclusive right and authority to appoint all Committees, regular or special, but he may delegate said authority in any instance, as he may choose.

Rule 31. List of standing committees.—The following committees shall be named by the President of the Senate:

1. Agriculture
2. Appropriations
3. Banking
4. Congressional Redistricting
5. Conservation and Development
6. Constitution
7. Counties, Cities and Towns
8. Courts and Judicial Districts
9. Education
10. Election Laws and Legislative Representation
11. Finance

12. Higher Education
13. Insurance
14. Interstate and Federal Relations
15. Journal, Engrossing, Enrolling, Printing
16. Judiciary No. 1
17. Judiciary No. 2
18. Local Government
19. Manufacturing, Labor and Commerce
20. Mental Institutions
21. Penal Institutions
22. Propositions and Grievances
23. Public Health
24. Public Roads
25. Public Utilities
26. Public Welfare
27. Retirement, Employment Security
28. Rules
29. Salaries and Fees
30. State Government
31. University Trustees
32. Veterans and Military Affairs
33. Wildlife

Rule 32. Notice of committee meetings.—Public notice of all committee meetings shall be given in the Senate. The required notice may be waived as to any meeting by the attendance at that meeting of all of the members of the committee, or by personal waiver.

Rule 33. Membership of committees; quorum.—Membership on standing committees shall consist of not more than sixteen Senators, including the Chairman and Vice Chairman who shall be designated by the President, provided the committee membership on the Committee on Education, the Committee on Appropriations, the Committee on Finance, the Committee on Agriculture, the Committee on Roads, and the Committee on University Trustees shall not be limited as to membership but shall be left to the discretion of the Lieutenant Governor. No Senator shall hold membership on more than nine standing committees unless the Rules Committee provides otherwise. A quorum of any committee shall consist of a majority of the committee.

Rule 34. Joint committees.—The Committee on Trustees of the Greater University and the Committee on Journal, Engrossing, Enrolling and Printing shall act as the joint committees for the Senate.

Rule 35. Voting in joint sessions.—When any Senate Committee sits jointly with the House Committee, the Senate Committee reserves the right to vote separately from the House Committee.

Rule 36. Final action to be in open session.—Notwithstanding the inherent right of any committee or subcommittee to hold executive sessions, no committee or subcommittee shall take any final action on any measure or thing before it except in open session.

HANDLING OF BILLS

Rule 37. Construction of rules.—All provisions of these rules applying to bills shall apply also to resolutions, unless the context requires otherwise.

Rule 38. Introduction of bills. (a) Form of bills. Bills submitted for introduction shall be in the form prescribed by the Joint Committee on Printing. When a bill which is introduced is not in the prescribed form, the Principal Clerk shall cause the bill to be re-typed in the prescribed form, and the re-typed copy shall become the official copy of the bill for all purposes. The original bill shall then be returned to the introducer of the bill and shall not become a part of the records or documents of the Senate.

(b) When a public bill is introduced, fifteen duplicate copies thereof shall accompany the bill, and seven duplicate copies shall accompany a local bill.

(c) Public Bills. Whenever a public bill is introduced, the Reading Clerk shall stamp one of the duplicate copies with the number stamped upon the original bill. The Principal Clerk shall deliver the duplicate copy of the bill to the agency designated by the Joint Committee on Printing and shall cause 400 copies thereof to be reproduced. Upon delivery of the reproduced copies the Principal Clerk shall cause the Chief Page to have one copy thereof put upon the desk of each member, and shall retain the other copies in his office. A sufficient number of copies for the use of the committee to which the bill is referred shall be delivered by the Chief Page to the Chairman or Clerk of that Committee. If the bill is passed, the remaining copies shall be delivered by the Chief Page to the Principal Clerk for the use of the House. The cost of reproducing the bills shall be paid from the contingent fund of the Senate.

(d) Local bills. Additional copies of local bills shall be reproduced only at the direction of the Joint Committee on Printing. When that Committee directs that a local bill shall be printed, the procedure shall be the same as for public bills.

Rule 39. Presenting papers to Senate.—Every bill, resolution, petition or memorial presented to the Senate shall contain on the outside cover the title of the document and the name of the Senator or Senators presenting it. All bills, resolutions, petitions and memorials shall be delivered to the Principal Clerk who shall hand them to the President to be referred. The President shall announce the titles and references of the documents, and this information shall be entered on the Journal.

Rule 40. Deadline on introduction of certain bills.—All bills prepared to be introduced by departments, agencies or institutions of the State must be introduced in the Senate not later than April 10 of the session. All local bills must be introduced not later than April 1 of the session. A bill may be introduced by consent at any time during the session.

Rule 41. References of appropriations and finance bills.—All bills introduced in the Senate providing for appropriations from the State, or any subdivision thereof, shall, before being considered by the Senate, be referred to the committee on Appropriations, and bills referred to other committees carrying any such provisions shall be re-referred to the Senate as being bills to be considered by the Appropriations Committee before proper action may be taken by the Senate. All bills introduced in the Senate providing for

bond issues, levying taxes, or in any manner affecting the taxing power of the State or any subdivision thereof, shall before being considered by the Senate, be referred to the Committee on Finance, and bills referred to other committees carrying any such provisions shall be re-referred to the Senate as being bills to be considered by the Finance Committee before proper action may be taken by the Senate.

Rule 42. First reading; reference to committee.—All bills shall be read by their titles, which reading shall constitute the first reading of the bills, and unless otherwise disposed of shall be referred to the proper committee.

Rule 43. Bills to receive three readings.—Every bill shall receive three readings previous to its being passed, and the President shall give notice at each whether it be the first, second or third. After the first reading, unless a motion is made by some Senator, the President shall refer the bill to an appropriate committee. No bill shall be amended until it has been twice read.

Rule 44. Reports of Committees.—Every Senator presenting a report of a committee shall endorse the report with the name of the committee and in case of a minority report, with the names of the members making the report. Every report of the committee upon a bill or resolution which is not considered at the time of making the report, or laid on the Table by a vote of the Senate, shall stand upon the general orders with the bill or resolution; and the report of the committee shall show that a majority of the committee were present and voted.

Rule 45. Unfavorable report by committee.—(a) All bills reported unfavorably by the committee to which they were referred, and having no minority report, shall lie upon the Table, but may be taken from the Table, and placed upon the Calendar by a two-thirds vote of those present and voting.

(b) When a bill is reported by a committee with an unfavorable report, but accompanied by a minority report, the minority report shall be placed on the Calendar and considered the following day, and the question before the Senate shall be "The adoption of the Minority Report" and if failing to be adopted by a majority vote, the bill shall be placed upon the unfavorable Calendar. Before a minority report can be considered by the Senate, it must be signed by at least three (3) members of the committee who were present and who voted on the bill when the bill was considered in the committee.

Rule 46. Recall of bill from committee.—When a bill has been introduced and referred to a committee, if after ten days the committee has failed to report thereon, then the author of the bill may, after three day's public notice given in the Senate, on motion supported by a vote of two-thirds of the Senators present and voting, recall the bill from the committee to the floor of the Senate for consideration and such action thereon as a majority of the Senators present may direct.

Rule 47. Calendar; order to be followed.—The President and the Principal Clerk of the Senate shall see that all bills are acted upon by the Senate in the order in which they stand upon the calendar, unless otherwise ordered as hereinafter provided. The calendar shall include the numbers and titles of bills and joint resolutions which have passed the House of Representatives and have been received by the Senate for concurrence.

Rule 48. Considering bills out of regular order.—Except as provided in Rule 49, any bill or other matter may be taken up out of order upon order of the President or upon motion sustained by a majority of the membership present and voting.

Rule 49. Third reading requirements.—No bill on its third reading shall be acted on out of the regular order in which it stands on the calendar, and no bill shall be acted upon on its third reading the same day on which it passes its second reading unless so ordered by two-thirds of the Senators present.

Rule 50. Special orders.—Any bill or other matter may be made a special order for a particular day or hour by a vote of the majority of the Senators voting, and if it shall not be completed on that day, it shall be returned to its place on the Calendar, unless it is made a special order for another day; and when a special order is under consideration it shall take precedence of any special order or subsequent order for the day, but such subsequent order may be taken up immediately after the previous special order has been disposed of.

Rule 51. Procedure when necessary number of Senators not present.—If, on taking the question on a bill, it appears that a constitutional quorum is not present, or if the bill requires a vote of certain proportion of all the Senators to pass it, and it appears that such number is not present, the bill shall be again read and the question taken thereon; if the bill fails a second time for the want of the necessary number being present and voting, the bill shall not be finally lost, but shall be returned to the calendar in its proper order.

Rule 52. Effect of defeated bill.—After a bill has been tabled or has failed to pass on any of its readings, the contents of such bill or the principal provisions of its subject-matter shall not be embodied in any other measure. Upon the point of order being raised and sustained by the Chair, such measure shall be laid upon the table, and shall not be taken therefrom except by a vote of two-thirds of the qualified members of the Senate: Provided, no local bill shall be held by the Chair as embodying the provisions, or being identical with any State-wide measure which has been laid upon the table or failed to pass any of its readings.

Rule 53. Taking bill from table.—No bill which has been laid upon the table upon motion shall be taken therefrom except by a vote of two-thirds of the Senators present.

Rule 54. Amending titles of bills.—When a bill is materially modified or the scope of its application extended or decreased, or if the county or counties to which it applies is changed, the title of the bill shall be changed by the Senator introducing the bill or by the committee having it in charge, or by the Principal Clerk, so as to indicate the full purport of the bill as amended and the county or counties to which it applies.

Rule 55. Conference committees.—Whenever the Senate declines or refuses to concur in amendments put by the House to a bill originating in the Senate, or refuses to adopt a substitute adopted by the House for a bill originating in the Senate, a conference committee shall be appointed upon motion made, consisting of the number named in the motion; and the bill under consideration shall thereupon go to and be considered by the joint

conferees on the part of the Senate and House. In considering matters in difference between the Senate and House committed to the conferees only such matters as are in difference between the two houses shall be considered by the conferees, and the conference report shall deal only with such matters. The conference report shall not be amended. Except as herein set out, the rules of the United States House of Representatives shall govern the appointment, conduct, and reports of the conferees.

Rule 56. Engrossment of bills.—The Committee on Engrossed Bills shall examine all bills, amendments, and resolutions before they go out of the possession of the Senate, and make a report when they find them correctly engrossed: Provided that when a bill is typewritten and has no interlineations therein, and has passed the Senate without amendment, it shall be sent to the House without engrossment, unless otherwise ordered.

Rule 57. Certification of passage of bills.—The Principal Clerk shall certify the passage of bills by the Senate, with the date thereof, together with the fact whether passed by vote of three-fifths or two-thirds of the Senate, whenever such vote may be required by the Constitution or laws of the State.

Rule 58. Transmittal of bills to House.—No bill shall be sent from the Senate on the day of its passage except on the last day of the session, unless otherwise ordered by a vote of two-thirds of the Senators present.

LEGISLATIVE OFFICERS AND EMPLOYEES

Rule 59. Doorkeepers, pages, and laborers.—The President shall appoint doorkeepers and pages, and such laborers as may be necessary, and shall assign to them their duties during sessions, and when not in session they shall be under the direction of the Principal Clerk and Sergeant-at-Arms, to perform such duties as are necessary and proper to the conduct of the Senate.

Rule 60. Duties of pages.—The pages of the Senate shall be responsible to and under the direction of the President at all times when the Senate is in session, and shall not exceed fourteen in number. They shall report to the Principal Clerk at other times to be assigned such duties as he may direct and shall be under his supervision.

Rule 61. Principal Clerk responsible for engrossing office.—The office of the Engrossing Clerk is discontinued, and the duties of that officer as heretofore performed by the Engrossing Clerk shall devolve upon the Principal Clerk, who is charged with the responsibility therefor.

Rule 62. Committee Clerks.—(a) The President of the Senate and the Principal Clerk shall appoint seventeen clerks who shall be stenographers to serve as Committee Clerks. The President of the Senate and the Principal Clerk may appoint additional clerks upon the recommendation of the Rules Committee.

(b) All Committee Clerks, when not in attendance upon the direct duties connected with the committee to which they are assigned, shall report to the Principal Clerk of the Senate and, in order to expedite the work of the Senate, shall perform such clerical or stenographic work as may be assigned to them.

Rule 63. Principal Clerk to prepare Journal.—The Principal Clerk shall cause the Journal of the Senate to be typewritten in duplicate, original and carbon, the original to be deposited in the office of the Secretary of State as the record, and the other (carbon) copy to be delivered to the State Printer.

Rule 64. Principal Clerk to order supplies.—All necessary supplies and stationery for the Senate, its various offices and committees of the Senate shall be purchased upon requisition of the Principal Clerk with the approval of the President of the Senate.

GENERAL RULES

Rule 65. President to sign papers.—All acts, addresses and resolutions, and all warrants and subpoenas issued by order of the Senate shall be signed by the President.

Rule 66. Privileges of floor.—No person except members of the Senate, members of the House of Representatives, clerks of the General Assembly, judges of the Supreme and Superior Courts, State Officers, former members of the General Assembly and persons particularly invited and extended the privileges of the floor by the President shall be admitted to the floor of the Senate during its sessions: Provided, that no person except members of the House of Representatives and officers of the General Assembly shall be allowed on the floor of the Senate or in the lobby in the rear of the President's desk, unless permitted by the President of the Senate; Provided further, no Registered Lobbyist shall be admitted to the floor or any of the lobbies of the Senate while the Senate is in session.

Rule 67. Admittance of press.—The President may assign such space or place on the floor of the Senate as he deems proper to Reporters desiring to take the proceedings of the sessions, provided such does not interfere with members of the Senate and its officers and clerks in the performance of their duties.

Rule 68. Absence without leave.—No Senator or officer of the Senate shall depart the service of the Senate without leave, or receive pay as a Senator or officer for the time he is absent without leave.

Rule 69. Placing matter on Senator's desks.—No papers, writings, pamphlets, or printed matter shall be placed on the desks of the Senators or distributed in the Senate Chamber without approval of the Principal Clerk.

Rule 70. Alteration, suspension or rescission of rules.—No rule of the Senate shall be altered, suspended, or rescinded except on a two-thirds vote of the Senators present.

The Report as submitted by Senator Crew is unanimously adopted as the Rules of the Senate of the 1961 Session.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 12 M.

SEVENTH DAY

SENATE CHAMBER,

Wednesday, February 15, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Bell, the courtesies of the floor are extended to former Senator Fred McIntyre of Mecklenburg County.

Upon motion of Senator Thomas of Union, the courtesies of the floor are extended to former Senator Albert Canipe of Mitchell County.

Upon motion of Senator Scott, the courtesies of the lobby are extended to Kay Kyser of Orange County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to Monique Zertili, Ninette Cartes, Maruja Gonzales, Vivianna Jardimillo, Doris Byrt, Mrs. Adrianna Peralta, Patricia Lyner, Yolanda Bunster, Monica Fernandez and Omar Farids, all students from Chile studying here in the United States.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 6, a joint resolution honoring the memory of W. D. Carmichael, Jr.

H. B. 27, an act authorizing the city of Edenton to sell at private sale certain lands that it may acquire from the Federal Government.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Currie, for the Committee on Election Laws and Legislative Representation:

S. R. 4, a joint resolution relating to the re-districting of the State for State Senatorial District purposes, with a favorable report.

By Senator Aydtlett, for the Committee on Banking:

S. B. 9, a bill relating to the North Carolina Small Loans Act, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Whitmire: S. B. 19, a bill to require the boards of elections of Henderson County and the city of Hendersonville to order a complete new registration, to institute the more modern looseleaf system of registration, and to effect other election reforms, all in Henderson County and the city of Hendersonville.

Referred to Committee on Election Laws and Legislative Representation.

By Senator Warren of Beaufort: S. B. 20, a bill to amend Section 5 of

Article II of the Constitution of North Carolina for the purpose of providing an automatic reapportionment of the members of the House of Representatives of the General Assembly of North Carolina.

Referred to Committee on Election Laws and Legislative Representation.

By Senator Eagles: S. B. 21, a bill to relieve the Attorney General of serving on the State Board of Assessment, the Board of Directors of the North Carolina State Art Society and the State Banking Commission.

Referred to Committee on State Government.

By Senator Jordan: S. R. 22, a joint resolution to authorize and provide for the printing of the Governor's Biennial and Inaugural Messages to the General Assembly.

Referred to Committee on Appropriations.

By Senator Cook: S. B. 23, a bill to amend Chapter 90 of the General Statutes so as to increase license application fees for registered nurses from \$15.00 to \$20.00 and for practical nurses from \$10.00 to \$15.00.

Referred to Committee on Public Health.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 12M.

EIGHTH DAY

SENATE CHAMBER,
Thursday, February 16, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Dr. John M. Lewis, Pastor of the First Baptist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator White, the courtesies of the lobby and floor are extended to Brigadier Stephen Lengrigg of Kent, England, here in behalf of the English Speaking Union.

Upon motion of Senator Eubank, the courtesies of the floor are extended to former Senator Vivian Whitfield of Pender County.

The Chair extends the courtesies of the lobby to Mr. and Mrs. Charles Phillips of Davidson County and to Mrs. R. F. Van Landingham, wife of Senator Van Landingham of Davidson County.

Upon motion of Senator Alford, the courtesies of the lobby are extended to Mrs. Joseph Eagles, wife of Senator Eagles of Wilson County.

The Chair grants leave of absence to Senator Crew until Tuesday, February 21, 1961.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 15, a resolution inviting the General Assembly to hold a Session of the General Assembly in the city of Winston-Salem, Forsyth County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator King, for the Committee on Counties, Cities and Towns:

H. B. 8, a bill to exempt Hertford County from the provisions of Chapter 1235 of the Session Laws of 1959 relating to plats and subdivisions and land surveys and recording of the same, with a favorable report.

S. B. 11, a bill to authorize the county commissioners of Wilson County to regulate motor vehicle traffic on county owned property at the Wilson County Courthouse, with a favorable report.

S. B. 17, a bill to authorize the mayor and governing authority of the city of Roanoke Rapids to use certain real estate for a public library, with a favorable report.

By Senator Stikeleather, for the Committee on Appropriations:

S. R. 22, a joint resolution to authorize and provide for the printing of the Governor's Biennial and Inaugural Messages to the General Assembly, with a favorable report.

By Senator Alford, for the Committee on Local Government:

H. B. 7, a bill to amend the charter of the town of Ahoskie in Hertford County with respect to town elections, with a favorable report.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. R. 4, a joint resolution relating to the redistricting of the State for State Senatorial District purposes.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 9, a bill relating to the North Carolina Small Loans Act.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow morning at 10 o'clock.

NINTH DAY

SENATE CHAMBER,
Friday, February 17, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon

his motion the reading of the Journal is dispensed with and it stands approved as written.

Senator Eubank moves that two senators be appointed to discuss some matter of interest of the operation of State Government for the next few Sessions.

The motion is carried and the President appoints Senators Moore and Stone for the Monday evening discussion.

Upon motion of Senator Roberts, the courtesies of the floor are extended to former Representatives Bill Atkins and Mrs. Charles Hutchins both of Yancey County.

Upon motion of Senator Hollowell, the courtesies of the lobby are extended to Mrs. R. S. Proctor of Wayne County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Cook, for the Committee on Public Health:

S. B. 13, a bill to amend certain Sections of the General Statutes to provide for the licensing of nursing homes by the State Board of Health rather than by the North Carolina Medical Care Commission and the State Board of Public Welfare, with an unfavorable report as to bill, favorable report as to committee substitute bill.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hoyle: S. B. 24, a bill to validate deeds of conveyance and other instruments executed prior to December 31, 1960, notwithstanding the fact that the instrument was not adjudged correct and ordered registered by the clerk.

Referred to Committee on Judiciary No. 1.

By Senator Humphrey: S. R. 25, a joint resolution inviting the General Assembly to hold a Session of the General Assembly in the city of Greensboro, N. C.

Upon motion of Senator Humphrey, the rules are suspended and the resolution is placed upon its immediate passage.

The resolution passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 18, a bill to validate acts done and proceedings taken to authorize the issuance of bonds of Craven County to finance the erection and equipment of buildings for a public hospital and the levy of a special annual tax for the operation and maintenance of such hospital.

Referred to Committee on Finance.

H. R. 45, a joint resolution inviting the General Assembly to hold a Session of the General Assembly in the city of Greensboro, North Carolina.

Upon motion of Senator Humphrey, the resolution is placed upon the Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 11, a bill to authorize the county commissioners of Wilson County to regulate motor vehicle traffic on county owned property at the Wilson County Courthouse.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 17, a bill to authorize the mayor and governing authority of the city of Roanoke Rapids to use certain real estate for a public library.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 7, a bill to amend the charter of the town of Ahoskie in Hertford County with respect to town elections.

Passes its second and third readings and is ordered enrolled.

H. B. 8, a bill to exempt Hertford County from the provisions of Chapter 1235 of the Session Laws of 1959 relating to plats and subdivisions and land surveys and recording of the same.

Passes its second and third readings and is ordered enrolled.

S. R. 22, a joint resolution to authorize and provide for the printing of the Governor's Biennial and Inaugural Messages to the General Assembly.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Morgan, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

TENTH DAY

SENATE CHAMBER,
Saturday, February 18, 1961.

The Senate meets pursuant to adjournment, and in the absence of Lieutenant Governor H. Cloyd Philpott and President pro tempore Lunsford Crew, the Principal Clerk S. Ray Byerly calls Senator Jordan to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Clayton, the Senate adjourns to meet Monday evening at 8 o'clock.

ELEVENTH DAY

SENATE CHAMBER,

Monday, February 20, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Sumner, the courtesies of the floor are extended to former Representative C. A. Kennedy and to his brother, now Representative John P. Kennedy, Jr. of Rutherford County.

Upon motion of Senator Burrow, the courtesies of the lobby are extended to former Chief Page Joe Sam Ruth of Randolph County.

Upon motion of Senator Whitmire, the courtesies of the floor are extended to former Senator J. R. Stephenson and Joe Stephenson of Polk County.

Upon motion of Senator Hollowell, the courtesies of the lobby are extended to Mrs. Adam J. Whitley, Jr., wife of Senator Whitley of Johnston County.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Miss Ellen Whitaker, Henry Hills and Mr. and Mrs. William Rogers of Wake County.

The President extends the courtesies of the lobby to Mrs. Bill Shuford, wife of Senator Shuford of Catawba County, and Mrs. Ben Sumner, wife of Senator Sumner of Rutherford County.

The President extends the courtesies of the galleries to Dr. Charles Carroll, Superintendent of Public Instruction for the State of North Carolina, and Mrs. Charles Carroll of Wake County.

Pursuant to a motion heretofore made by Senator Eubank that two Senators be appointed by the President of the Senate to discuss some matter of interest of the operation of State Government for the next few Sessions, the President appoints Senators Thomas of Union and Bell of Mecklenburg.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Scott: S. R. 26, a joint resolution providing for the appointment of a commission for the purpose of making a study of the manner in which members of the boards of education of county and city administrative school units are selected and to make its report and recommendations to the 1963 Session of the General Assembly.

Referred to Committee on Education.

By Senator Scott: S. B. 27, a bill to appoint two members of the Board of Education of Alamance County.

Referred to Committee on Education.

By Senator Hoyle: S. B. 28, a bill to amend General Statutes 153-9 so as to empower boards of county commissioners to regulate and control parking of motor vehicles on county owned property.

Referred to Committee on Counties, Cities and Towns.

By Senator Kesler: S. B. 29, a bill to amend General Statutes 14-72 and General Statutes 14-73 so as to increase the property valuation separating misdemeanor larceny and receiving from felonious larceny and receiving.

Referred to Committee on Judiciary No. 2.

By Senator Kesler: S. B. 30, a bill to amend General Statutes 14-72 so as to exclude larceny by trick from the class of crimes which are punishable as misdemeanors.

Referred to Committee on Judiciary No. 2.

By Senator Kesler: S. B. 31, a bill to amend General Statutes 50-15 relating to alimony pendente lite.

Referred to Committee on Judiciary No. 2.

By Senator Kesler: S. B. 32, a bill to amend General Statutes 14-120 so as to make unlawful the publishing or uttering of an instrument containing a forged endorsement.

Referred to Committee on Judiciary No. 2.

By Senator Kesler: S. B. 33, a bill to amend General Statutes 1-86 so as to remove the limitation that only the presiding judge may order a venire from another county.

Referred to Committee on Courts and Judicial Districts.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 66, a joint resolution honoring the memory of Isabel Hoey Paul.

Upon motion of Senator Morgan, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 13, a bill to amend certain Sections of the General Statutes to provide for the licensing of nursing homes by the State Board of Health rather than by the North Carolina Medical Care Commission and the State Board of Public Welfare.

Upon motion of Senator Cook, the committee substitute is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. R. 45, a joint resolution inviting the General Assembly to hold a Session of the General Assembly in the City of Greensboro, North Carolina.

Upon motion of Senator Humphrey, the resolution is laid upon the Table.

Upon motion of Senator Morgan, the Senate adjourns to meet tomorrow at 12 M.

TWELFTH DAY

SENATE CHAMBER,
Tuesday, February 21, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Alford, the courtesies of the floor are extended to former Senator Willie Lee Lumpkin of Franklin County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the fifth grade of the Cary Elementary School of Wake County.

Pursuant to a motion heretofore made by Senator Eubank that two Senators be appointed by the President of the Senate to discuss some matter of interest of the operation of State Government for the next few Sessions, the President appoints Senators Winslow of Perquimans and Brock of Davie.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 25, a joint resolution inviting the General Assembly to hold a Session of the General Assembly in the city of Greensboro, North Carolina.

S. R. 22, a joint resolution to authorize and provide for the printing of the Governor's Biennial and Inaugural Messages to the General Assembly.

H. R. 66, a joint resolution honoring the memory of Isabel Hoey Paul.

H. B. 7, an act to amend the charter of the town of Ahoskie in Hertford County with respect to town elections.

H. B. 8, an act to exempt Hertford County from the provisions of Chapter 1235 of the Session Laws of 1959, relating to plats and subdivisions and land surveys and recording of the same.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Scott, for the Committee on Education:

S. B. 27, a bill to appoint two members of the board of education of Alamance County, with a favorable report.

By Senator White, for the Committee on Finance:

H. B. 18, a bill to validate acts done and proceedings taken to authorize the issuance of bonds of Craven County to finance the erection and equipment of buildings for a public hospital and the levy of a special annual

tax for the operation and maintenance of such hospital, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Crew: S. B. 34, a bill to provide for the appointment of an Attorney in Fact which shall continue to be effective notwithstanding the incapacity or incompetence of the principal therein.

Referred to Committee on Judiciary No. 2.

By Senator Crew: S. B. 35, a bill to amend General Statutes 1-315, relating to property liable to sale under execution so as to enlarge the kinds of property subject to such sale.

Referred to Committee on Judiciary No. 2.

By Senator Crew: S. B. 36, a bill to repeal General Statutes 39-3, relating to conveyances to slaves.

Referred to Committee on Judiciary No. 2.

By Senator Crew: S. B. 37, a bill relating to release of the mortgagor by unauthorized dealings between the mortgagee and the mortgagor's assuming grantee.

Referred to Committee on Judiciary No. 1.

By Senator Crew: S. B. 38, a bill to amend the General Statutes of North Carolina by adding thereto Chapter 31A, entitled "Acts Barring Property Rights."

Referred to Committee on Judiciary No. 1.

By Senator Crew: S. B. 39, a bill to remove the exemption of women and Sunday arrest from General Statutes 1-410, relating to arrest and bail.

Referred to Committee on Judiciary No. 1.

By Senator Crew: S. B. 40, a bill to amend and correct General Statutes 29-12, relating to escheats of estates of illegitimate persons dying intestate.

Referred to Committee on Judiciary No. 1.

By Senator Crew: S. B. 41, a bill to amend Article 1 of Chapter 45 of the General Statutes so as to establish the right of installment buyers under conditional sales and purchase money chattel mortgages to possession before default.

Referred to Committee on Judiciary No. 1.

By Senator Crew: S. B. 42, a bill relating to liability of physicians and surgeons for malpractice where the person responsible for the original injury has been released.

Referred to Committee on Judiciary No. 1.

By Senator Hoyle: S. B. 43, a bill to amend General Statutes 58-251.1, relating to the time limit on certain defenses to liability under accident and health insurance policies.

Referred to Committee on Insurance.

By Senator King: S. R. 44, a joint resolution expressing sympathy upon the death of and to honor the memory of Marshall Otis Poole, former State Senator from Montgomery County.

Upon motion of Senator King, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 12 M.

THIRTEENTH DAY

SENATE CHAMBER,

Wednesday, February 22, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Stikeleather, leave of absence is granted to Senator Eagles for today.

Upon motion of Senator Van Landingham, the courtesies of the lobby are extended to R. B. Jordan of Montgomery County and Mr. Cunningham of Davidson County.

Upon motion of Senator Jordan, the courtesies of the floor are extended to former Senator John Hinsdale of Wake County.

Upon motion of Senator Jordan, Bobby Padgett of New Jersey is made an honorary page of the Senate.

Upon motion of Senator Roberts, the courtesies of the lobby are extended to Mrs. Jimmy V. Johnson, wife of Senator Johnson of Iredell County.

Upon motion of Senator Johnson, the courtesies of the lobby are extended to Dr. and Mrs. Tom Thurston of Rowan County, and Stewart Coffey of Iredell County.

Upon motion of Senator Brock, the courtesies of the galleries are extended to the teachers and the students of the Yadkin High School of Yadkin County.

Upon motion of Senator Cook, the courtesies of the lobby are extended to Andrew Cunningham of Caldwell County.

Upon motion of Senator Alford, the courtesies of the lobby are extended to James Buffaloe of Nash County.

Upon motion of Senator Winslow, the courtesies of the galleries are extended to Col. Yang Myong Lee, Col. Sung Tae Chang, Lt. Col. Chong In Ma, of the Korean Air Force of Korea, here on an Orientation Tour of the United States, and to Mayor Scott Berkeley of Wayne County and Captain Evans of the Seymour Johnson Air Force Base of Goldsboro, North Carolina.

The President extends the courtesies of the lobby to Paul Younts of Mecklenburg County.

Pursuant to a motion heretofore made by Senator Eubank that two Senators be appointed by the President of the Senate to discuss some matter of interest of the operation of State Government for the next few Sessions, the President appoints Senators Winslow of Perquimans and Whitley of Johnston.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Kesler, for the Committee on Courts and Judicial Districts:

S. B. 18, a bill to authorize the appointment of four special judges, with a favorable report, as amended.

S. B. 33, a bill to amend General Statutes 1-86 so as to remove the limitation that only the presiding judge may order a venire from another county, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Cook: S. B. 45, a bill to amend Section 22 of Article 2 of Chapter 90 of the General Statutes of North Carolina and to designate terms of office and manner of election of members of the North Carolina State Board of Dental Examiners and to prescribe their qualifications.

Referred to Committee on Public Health.

By Senator Currie: S. B. 46, a bill to amend General Statutes 60-9 and General Statutes 60-11 relating to extending corporate life of railroads.

Referred to Committee on Judiciary No. 2.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 67, a bill to amend the Private Laws of 1925, Chapter 28, Article 8, Sections 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, and 96, all of the charter of the city of Fayetteville, and Chapter 446 of the Session Laws of 1955 dealing with municipal elections in the city of Fayetteville, and to make applicable to the city of Fayetteville the provisions of Article 4, 5, 6, 7, 8, 9, 12, 13, 14 of Chapter 163 of the General Statutes of North Carolina, and General Statutes 163-115.1, as now or hereafter applicable to Cumberland County, and to provide for the conduct of all primary, general, regular and special elections in the city of Fayetteville by the Cumberland County Board of Elections.

Upon motion of Senator McGeachy, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 18, a bill to validate acts done and proceedings taken to authorize the issuance of bonds of Craven County to finance the erection and equipment of buildings for a public hospital and the levy of a special annual tax for the operation and maintenance of such hospital, upon second reading.

The bill passes its second reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whiteley, Whitmire, Winkler, Winslow—48.

S. B. 27, a bill to appoint two members of the board of education of Alamance County.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 12 M.

FOURTEENTH DAY

SENATE CHAMBER,
Thursday, February 23, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. Russell B. Fleming, Pastor of Western Boulevard Presbyterian Church and President of the Raleigh Ministerial Association, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Aydlett, the courtesies of the lobby are extended to Wesley Culipher, J. F. Ferrell, and C. V. Perry of Pasquotank County.

Upon motion of Senator Johnson, the courtesies of the lobby are extended to Carl F. Teague of Iredell County.

Upon motion of Senator Bell, the courtesies of the lobby are extended to Mayor James S. Smith, Honorable Jim Whittington and City Manager Bill Veeder of Charlotte, Mecklenburg County, North Carolina.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 44, a joint resolution expressing sympathy upon the death of and to honor the memory of Marshall Otis Poole, former State Senator from Montgomery County.

H. B. 67, an act to amend the Private Laws of 1925, Chapter 28, Article 8, Sections 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, and 96, all of the charter of the city of Fayetteville, and Chapter 446 of the Session Laws of 1955 dealing with municipal elections in the city of Fayetteville, and to make applicable to the city of Fayetteville the provisions of Articles 4, 5, 6, 7, 8, 9, 12, 13, 14 of Chapter 163 of the General Statutes of North Carolina, and General Statutes 163-115.1, as now or hereafter applicable to Cumberland County, and to provide for the conduct of all primary, general, regular and special elections in the city of Fayetteville by the Cumberland County Board of Elections.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator White, for the Committee on Finance:

S. B. 10, a bill to amend Chapter 22 of the 1959 Session Laws authorizing the county commissioners of Wayne County to turn into the general fund all taxes collected for the year 1955 and all prior years so as to include 1957, with a favorable report.

By Senator Davis, for the Committee on Conservation and Development:

S. B. 14, a bill to amend General Statutes 139-40 so as to clarify the authority of a board of county commissioners to fix the maximum amount of watershed improvement tax, with a favorable report.

By Senator Eagles, for the Committee on State Government:

S. B. 21, a bill to relieve the Attorney General of service on the State Board of Assessment, the Board of Directors of the North Carolina State Art Society and the State Banking Commission, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Stone: S. R. 47, a joint resolution honoring the memory of Reginald Lee Harris, former Lieutenant Governor, former Speaker of the House of Representatives and long-time member of the General Assembly from Person County.

Upon motion of Senator Stone, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Van Landingham: S. B. 48, a bill to amend the charter of the city of Thomasville, relating to the appointment of members of the municipal board of elections.

Referred to Committee on Counties, Cities and Towns.

By Senator Aydlett: S. R. 49, a resolution inviting Honorable Ted C. Connell, Commander-in-Chief, Veterans of Foreign Wars of the United States, to address the Senate.

Upon motion of Senator Aydlett, the rules are suspended and the resolution is taken up for immediate consideration, and upon his motion the resolution is unanimously adopted.

By Senator Crew: S. R. 50, a joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 8:00 P. M., March 6, 1961.

Upon motion of Senator Crew, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 68, a bill to amend Chapter 49 of the Public-Local and Private Laws of 1939 relating to the selection and terms of grand jurors of Catawba County.

Upon motion of Senator Shuford, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 91, a bill to fill a vacancy on the McDowell County Board of Education by the appointment of a new member.

Referred to Committee on Education.

H. R. 95, a joint resolution honoring the memory of Reginald Lee Harris, former Lieutenant Governor, former Speaker of the House of Representatives and long-time member of the General Assembly from Person County.

Upon motion of Senator Stone, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 18, a bill to validate acts done and proceedings taken to authorize the issuance of bonds of Craven County to finance the erection and equipment of buildings for a public hospital, and the levy of a special annual tax for the operation and maintenance of such hospital, upon third reading.

The bill passes its third reading by roll call vote, ayes 50, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—50.

The bill is ordered enrolled.

S. B. 18, a bill to authorize the appointment of four special judges.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second reading.

Upon objection by Senator Hancock to its third reading, the bill remains upon the Calendar.

S. B. 33, a bill to amend General Statutes 1-86 so as to remove the limitation that only the presiding judge may order a venire from another county.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 10:00 o'clock.

FIFTEENTH DAY

SENATE CHAMBER,

Friday, February 24, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Eagles, Charles H. Bridgers of Nash County is made an honorary page of the Senate.

Upon motion of Senator Eagles, the courtesies of the lobby are extended to Mr. and Mrs. Preston Harrell and Mrs. Eugene Harrell of Nash County.

Upon motion of Senator Alford, the courtesies of the lobby are extended to Mr. and Mrs. William Phillips of Nash County and Mr. Guy Barnes of Edgecombe County.

Upon motion of Senator Van Landingham, the courtesies of the galleries are extended to the teachers and the students of the Lexington Junior High School of Davidson County.

Upon motion of Senator Johnson, the courtesies of the galleries are extended to the teachers and the students of the DeMatt Thompson School of Iredell County.

Upon motion of Senator Currie, S. R. 4, a joint resolution relating to the redistricting of the State for State Senatorial District purposes, is recalled from the House of Representatives for further consideration by the Senate.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 95, a joint resolution honoring the memory of Reginald Lee Harris, former Lieutenant Governor, former Speaker of the House of Representatives and long-time member of the General Assembly from Person County.

S. R. 50, a joint resolution inviting His Excellency, The Governor, to address a Joint Session of the Senate and House of Representatives at 8:00 P. M., March 6, 1961.

H. B. 18, an act to validate acts done and proceedings taken to authorize the issuance of bonds of Craven County to finance the erection and equipment of buildings for a public hospital and the levy of a special annual tax for the operation and maintenance of such hospital.

H. B. 68, an act to amend Chapter 49 of the Public-Local and Private Laws of 1939, relating to the selection and terms of grand jurors of Catawba County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator King, for the Committee on Counties, Cities and Towns:

S. B. 48, a bill to amend the charter of the city of Thomasville, relating to the appointment of members of the municipal board of elections, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Banzet: S. B. 51, a bill to exempt Warren County from the provisions of Chapter 1235 of the Session Laws of 1959, relating to plats and subdivisions and land surveys and recording of the same.

Referred to Committee on Judiciary No. 2.

By Senator Jordan: S. B. 52, a bill to provide a retroactive salary supplement to academic and vocational teachers, principals and supervisors in certain State child care institutions.

Referred to Committee on Appropriations.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 10, a bill to amend Chapter 22 of the 1959 Session Laws authorizing the county commissioners of Wayne County to turn into the general fund all taxes collected for the year 1955 and all prior years so as to include 1957.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 14, a bill to amend General Statutes 139-40 so as to clarify the authority of a board of county commissioners to fix the maximum amount of a watershed improvement tax, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson,

Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Roberts, Royall, Rutledge, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitely, Whitmire, Winkler—44.

S. B. 18, a bill to authorize the appointment of four special judges.

Upon motion of Senator Hancock, action on the bill is postponed until Monday, February 27, 1961.

S. B. 21, a bill to relieve the Attorney General of serving on the State Board of Assessment, the Board of Directors of the North Carolina State Art Society and the State Banking Commission.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local Bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

SIXTEENTH DAY

SENATE CHAMBER,
Saturday, February 25, 1961.

The Senate meets pursuant to adjournment, and in the absence of Lieutenant Governor H. Cloyd Philpott and President pro tempore Lunsford Crew, the Principal Clerk S. Ray Byerly calls Senator Jordan to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jordan, Miss Ginger Walker is made an honorary page of the Senate.

Upon motion of Senator Thomas, the Senate adjourns to meet Monday evening at 8 o'clock.

SEVENTEENTH DAY

SENATE CHAMBER,
Monday, February 27, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Thomas, Fred Benton, Jr. of Wake County is made an honorary page of the Senate.

Upon motion of Senator Cook, the courtesies of the floor are extended to former Senator Mrs. R. S. Ferguson of Alexander County.

Upon motion of Senator Davis, the courtesies of the lobby are extended to Mrs. Robert F. Morgan, wife of Senator Morgan of Cleveland County.

Upon motion of Senator Clayton, the courtesies of the lobby are extended to Mrs. W. M. Eubank, wife of Senator Eubank of Pender County.

The President extends the courtesies of the lobby to Judge Susie Sharpe of Rockingham County.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Mr. and Mrs. Robert E. Walker, and Jane and Robert, daughter and son of Mr. and Mrs. Walker, of Wake County, are made honorary pages of the Senate.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to Mr. and Mrs. James Kelly of Wake County, and Fred Maynard Menton is made an honorary page of the Senate.

The Chair grants leave of absence to Senator Hancock until Thursday, March 2, 1961.

Upon motion of Senator Scott, the courtesies of the lobby are extended to Mr. and Mrs. Ralph Stockard of Alamance County.

Upon motion of Senator Whitmire, the courtesies of the lobby are extended to Mr. and Mrs. Fletcher Roberts, Jr. of Henderson County.

Upon motion of Senator Jordan, Carolyn Wall and Joan Massengill of Wake County are made honorary pages of the Senate.

Upon motion of Senator Hoyle, the courtesies of the galleries are extended to Mr. and Mrs. Robert Dalrymple of Lee County, and Mary Robert Dalrymple is made an honorary page of the Senate.

Upon motion of Senator Shelton, Frances McClure and Anne Boone Shelton of Edgecombe County are made honorary pages of the Senate.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 19, a bill to repeal general Statutes 120-30, prescribing the form in which bills and other legislative documents shall be printed.

Referred to Committee on Judiciary No. 1.

H. B. 26, a bill to amend Chapter 114 of the Session Laws of 1951, being an Act to provide for the salaries of the county officials of Duplin County and to provide for certain other purposes pertaining to Duplin County.

Referred to Committee on Salaries and Fees.

H. B. 30, a bill to amend General Statutes 153-266.22 of the General Statutes so as to make the provisions of Article 20B of Chapter 153 applicable to Person County.

Referred to Committee on Counties, Cities and Towns.

H. B. 31, a bill to amend General Statutes 153-266.9 of the General Statutes so as to delete Person County from the list of counties excluded from the provisions of Article 20A of Chapter 153.

Referred to Committee on Counties, Cities and Towns.

H. B. 35, a bill to authorize the transfer of surplus monies in the debt service fund to the general fund of the town of Draper in Rockingham County.

Referred to Committee on Counties, Cities and Towns.

H. B. 48, a bill to amend Section 130-72 of the General Statutes of North Carolina regarding the pay of local registrars in Lenoir County.

Referred to Committee on Local Government.

H. B. 65, a bill requiring all candidates for the office of mayor of the town of Garland and all candidates for the office of commissioners of the town of Garland to file notice of their candidacy.

Referred to Committee on Local Government.

H. B. 78, a bill to amend the charter of the city of Kinston relating to the compensation of the mayor and the members of the board of aldermen of said city.

Referred to Committee on Salaries and Fees.

H. B. 79, a bill to amend Chapter 296, Session Laws of 1943, relating to the salary of the members of the board of county commissioners of Lenoir County.

Referred to Committee on Salaries and Fees.

H. B. 93, a bill to amend General Statutes 9-25, relating to the manner of selecting the grand jury in Davie County.

Referred to Committee on Local Government.

H. R. 110, a joint resolution expressing sympathy upon the death of and honoring the memory of Robert Wright Proctor, former State Senator from McDowell County.

Upon motion of Senator Morgan, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

HOUSE OF REPRESENTATIVES,
Friday, February 24, 1961.

Mr. President:

Pursuant to your request we are returning herewith S. R. 4, entitled "A joint resolution relating to the redistricting of the state for state senatorial district purposes", for further consideration by your Honorable Body.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

Upon motion of Senator Currie, the bill is ordered returned to the House of Representatives, without further consideration by the Senate, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 14, a bill to amend General Statutes 139-40 so as to clarify the authority of a board of county commissioners to fix the maximum amount of a watershed improvement tax.

Upon motion of Senator Whitmire, action on the bill is postponed until tomorrow, Tuesday, February 28, 1961.

S. B. 48, a bill to amend the charter of the city of Thomasville, relating to the appointment of members of the municipal board of elections.

Upon motion of Senator Van Landingham, action on the bill is postponed until tomorrow, Tuesday, February 28, 1961.

S. B. 18, a bill to authorize the appointment of four special judges, upon third reading.

Senator Hancock offers an amendment, which fails of adoption.

The bill, as amended, passes its third reading and is ordered engrossed.

Upon motion of Senator Crew, and pursuant to S. R. 25, a joint resolution inviting the General Assembly to hold a Session of the General Assembly in the city of Greensboro, North Carolina, the Senate adjourns to meet tomorrow afternoon in the Town Hall at 2:15 o'clock.

EIGHTEENTH DAY

TOWN HALL, GREENSBORO, N. C.

Tuesday, February 28, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Dr. Claude Bowen, Pastor of the First Baptist Church, Greensboro, North Carolina.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Humphrey, Rich Preyer, Jr., David Schenck, Jr., Lunn McLendon, III, John Hayworth, Walter Edgar Crissman, Jr., Don Morgan, David Teague, Ruth Anne Worley, Pamela Holderness, Marcia Wechter and Warren Moore are made honorary pages of the Senate, all of Guilford County, North Carolina.

Upon motion of Senator Humphrey, the courtesies of the floor are extended to former Senator Arthur Kirkman of Guilford County, and to all other visitors to the Senate meeting from Greensboro and Guilford County.

Pursuant to a motion heretofore made by Senator Eubank, that some Senator talk on some matter of interest in the State Government, the President recognizes Senator J. Emmett Winslow of Hertford County, who talks for five minutes.

The President recognizes His Excellency Terry Sanford, Governor of North Carolina, who extends greetings to the visitors attending the Senate Session.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Clark, for the Committee on Judiciary No. 2:

S. B. 51, a bill to exempt Warren County from the provisions of Chapter 1235 of the Session Laws of 1959, relating to plats and subdivisions and land surveys and recording of the same, with a favorable report.

Upon motion of Senator Clark, the bill is placed upon today's Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Jordan and Shelton: S. R. 53, a joint resolution honoring North Carolina State College on the 74th anniversary of its founding.

Upon motion of Senator Jordan, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Humphrey: S. B. 54, a bill to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina, relating to the promotion of soil conservation work, so as to make it apply to Guilford County.

Referred to Committee on Conservation and Development.

By Senator Warren of Sampson: S. B. 55, a bill to provide for the appointment, compensation and duties of a court reporter for the Fourth Judicial District.

Upon motion of Senator Warren, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Humphrey: S. R. 56, a joint resolution expressing appreciation for the hospitality shown the General Assembly at the meeting in Greensboro on February 28, 1961.

Upon motion of Senator Humphrey, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator King: S. B. 57, a bill to amend Chapter 533 of the 1947 Session Laws of North Carolina so as to clarify the authority therein given to the city of Laurinburg and the town of Maxton to dispose of their interests in any portion of the Maxton-Laurinburg Airport, whether now owned or hereafter acquired, at private sale, without advertisement, and ratifying and validating any conveyances thereof which they may have previously made.

Referred to Committee on Counties, Cities and Towns.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 14, a bill to amend General Statutes 139-40 so as to clarify the authority of a board of county commissioners to fix the maximum amount of a watershed improvement tax, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Brock, Burrow, Clark, Clayton, Cook, Crew, Davis, Eubank, Forsyth, Gentry, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—42.

The bill is ordered sent to the House of Representatives.

S. B. 48, a bill to amend the charter of the city of Thomasville, relating to the appointment of members of the municipal board of elections.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 51, a bill to exempt Warren County from the provisions of Chapter 1235 of the Session Laws of 1959, relating to plats and subdivisions and land surveys and recording of the same.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Crew, the Senate adjourns to meet in the Senate Chamber in the City of Raleigh tomorrow at 12 M.

NINETEENTH DAY

SENATE CHAMBER,
Wednesday, March 1, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Stikeleather, the courtesies of the floor are extended to former Senator George Craig of Buncombe County.

Upon motion of Senator White, the courtesies of the lobby are extended to Mr. and Mrs. Charles H. Strong of Lenoir County.

Upon motion of Senator Burrow, the courtesies of the lobby are extended to Claude Hinton of Randolph County.

Upon motion of Senator Thomas, the courtesies of the floor are extended to former Senator W. Erskine Smith of Stanley County.

Pursuant to a motion heretofore made by Senator Eubank that the President appoint some member of the Senate to discuss some matter of interest in State Government, the President calls on Senator Whitley.

Upon motion of Senator Whitley, the briefings on matters of interest in State Government are discontinued.

Upon motion of Senator Moore, S. B. 16, a bill to amend Chapter 17 of the Private Laws of 1937, authorizing Knox M. Lewis to practice veterinary medicine, is recalled from the Committee on Public Health and placed upon the Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Whitmire: S. B. 58, a bill to amend the charter of the town of Laurel Park, Henderson County, to permit the mayor and commissioners thereof to sell property belonging to the town at private sale.

Referred to Committee on Judiciary No. 1.

By Senators Crew, Jordan and Bell. S. B. 59, a bill to amend the Constitution of North Carolina by rewriting Article IV thereof and making appropriate amendments of other articles so as to improve the administration of justice in North Carolina.

Referred to Committee on Courts and Judicial Districts.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 25, a bill to limit the operation of loud speakers, amplifying systems and public address systems in the community of Ether in Montgomery County.

Referred to Committee on Counties, Cities and Towns.

H. B. 64, a bill to create a cemetery commission for the town of Garland and designate other purposes of its existence.

Referred to Committee on Local Government.

H. B. 100, a bill to amend General Statutes 115-18 relating to the county boards of education so as to fix the number of the members of the Person County Board of Education.

Referred to Committee on Education.

H. B. 108, a bill to repeal Chapter 310, Public Local and Private Laws of 1937, relating to the custody of the county jail of Surry County, so as to make the provisions of General Statutes 162-22 applicable to Surry County.

Referred to Committee on Local Government.

H. R. 111, a joint resolution expressing appreciation for the hospitality shown the General Assembly at the meeting in Greensboro on 28 February 1961.

Upon motion of Senator Humphrey, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. R. 112, a joint resolution honoring Robert F. Moseley for his services to the State of North Carolina as Chairman of the General Statutes Commission.

The resolution is placed upon the Calendar.

S. B. 16, a bill to amend Chapter 17 of the Private Laws of 1937, authorizing Knox M. Lewis to practice veterinary medicine.

Upon motion of Senator Moore, action on the bill is postponed indefinitely.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 12 M.

TWENTIETH DAY

SENATE CHAMBER,
Thursday, March 2, 1961.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator White, the courtesies of the lobby are extended to Mr. and Mrs. Robert Philpott, Mr. and Mrs. B. C. Young, Jr., and Dr. Jean Craven, all of Davidson County.

Upon motion of Senator White, the courtesies of the lobby are extended to Major R. B. Luckey, Commanding General of Camp Lejeune of Onslow County, and Mr. William H. White of Wake County.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Mr. and Mrs. William N. Talley of Wake County.

Upon motion of Senator Cook, the courtesies of the floor are extended to former Senator and Representative Ray Lackey of Alexander County.

Upon motion of Senator Forsyth, the courtesies of the lobby are extended to Dr. Hoover and Dr. Hill of Cherokee County.

Upon motion of Senator Scott, the courtesies of the lobby are extended to J. B. Midgett of Alamance County.

Upon motion of Senator Whitley, the courtesies of the lobby are extended to Mrs. Seth B. Hollowell, wife of Senator Hollowell of Wayne County.

Upon motion of Senator Winkler, the courtesies of the floor are extended to former Senator H. Grady Fotherington of Watauga County.

Upon motion of Senator Alford, the courtesies of the lobby are extended to Grady Barnhill of Nash County.

The President appoints as a Committee to attend the funeral services of former House of Representatives member, Fletus Lee Gobble of Forsyth County who died yesterday, February 1, 1961 of a heart condition, Senators Davis, Gentry, Brock, Van Landingham and Stone.

APPOINTMENTS

Pursuant to S. R. 50, a joint resolution inviting the Governor to address a Joint Session of the Senate and House of Representatives at 8:00 P. M., March 6, 1961, the President appoints a Committee on the part of the Senate to act with a like Committee appointed by the Speaker of the House of Representatives, Senators Clark and McGeachy, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 18, a bill to authorize the appointment of four special judges.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Scott, for the Committee on Education:

H. B. 91, a bill to fill a vacancy on the McDowell County Board of Education by the appointment of a new member, with a favorable report.

Upon motion of Senator Sumner, the bill is placed upon today's Calendar.

By Senator Alford, for the Committee on Local Government:

H. B. 64, a bill to create a cemetery commission for the town of Garland and designate other purposes of its existence, with a favorable report.

H. B. 65, a bill requiring all candidates for the office of mayor of the town of Garland and all candidates for the office of commissioners of the town of Garland to file notice of their candidacy, with a favorable report.

H. B. 93, a bill to amend General Statutes 9-25, relating to the manner of selecting the grand jury in Davie County, with a favorable report.

H. B. 108, a bill to repeal Chapter 310, Public-Local and Private Laws of 1937, relating to the custody of the county jail of Surry County, so as to make the provisions of General Statutes 162-22 applicable to Surry County, with a favorable report.

By Senator King, for the Committee on Counties, Cities and Towns:

S. B. 57, a bill to amend Chapter 533 of the 1947 Session Laws of North Carolina so as to clarify the authority therein given to the City of Laurinburg and the town of Maxton to dispose of their interests in any portion of the Maxton-Laurinburg Airport, whether now owned or hereafter acquired, at private sale, without advertisement, and ratifying and validating any conveyances thereof which they may have previously made, with a favorable report.

H. B. 35, a bill to authorize the transfer of surplus monies in the debt service fund to the general fund of the town of Draper in Rockingham County, with a favorable report.

H. B. 25, a bill to limit the operation of loud speakers, amplifying systems and public address systems in the community of Ether in Montgomery County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Clark, Shelton and Alford: S. B. 60, a bill to provide uniform procedures for the election and number of justices of the peace; removal; filling vacancies; bonds; audits; fees and prohibiting compensation being dependent upon conviction or verdict.

Referred to Committee on Courts and Judicial Districts.

By Senator Burrow: S. B. 61, a bill to provide for the nomination and election of the members of the board of education and other officers of Randolph County.

Referred to Committee on Election Laws and Senatorial Districts.

By Senator Rutledge: S. B. 62, a bill to amend various Sections of the General Statutes of North Carolina relating to the name of the State Board of Public Welfare.

Referred to Committee on Public Welfare.

By Senator Kesler: S. B. 63, a bill to amend General Statutes 7-70, relating to the terms of Superior Court in Rowan County.

Referred to Committee on Courts and Judicial Districts.

By Senators Hamilton, Warren of Beaufort, Thomas of Union, Thomas of Hoke, Whitley, Royall, Eubank, Whitmire, Clayton, Forsyth, Gentry, Brock, Cook, Eagles, Shuford, King, Alford, Banzet, Shelton, Winslow, Hancock, Winkler, Stone, Johnson, Roberts, Hollowell, Midgett, Burrow, Scott and Rutledge: S. B. 64, a bill to amend Section 14 of Article IV of the Constitution of North Carolina to authorize the General Assembly to establish a general and uniform system of courts inferior to the superior courts for the counties, cities and towns of this State.

Referred to Committee on Courts and Judicial Districts.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 91, a bill to fill a vacancy on the McDowell County Board of Education by the appointment of a new member.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Davis, the Senate adjourns in honor of the memory of former Representative Fletus Lee Gobble of Forsyth County, to meet tomorrow morning at 10:00 o'clock.

TWENTY-FIRST DAY

SENATE CHAMBER,
Friday, March 3, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. Paul Carruth of the Hayes Barton Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Whitmire, Robert Orr of Henderson County is made an honorary page of the Senate.

Upon motion of Senator Van Landingham, the courtesies of the galleries are extended to the teachers and the students of the Lexington High School of Davidson County.

Upon motion of Senator Van Landingham, the courtesies of the lobby are extended to Mr. and Mrs. Hubert Philpott and Mr. and Mrs. Alvin Philpott of Davidson County, brothers and sisters-in-law of Lieutenant Governor Philpott.

Upon motion of Senator Jordan, Milda Goldfinch of Columbus County is made an honorary page of the Senate.

Upon motion of Senator Humphrey, the courtesies of the lobby are extended to Neil Daniel of Guilford County.

The Chair extends the courtesies of the floor to former Senator William Medford of Haywood County.

Upon motion of Senator Hoyle, Richard Capps of Lee County is made an honorary page of the Senate.

Upon motion of Senator Warren of Beaufort, 600 additional copies of S. B. 64, a bill to amend Section 14 of Article IV of the Constitution of North Carolina to authorize the General Assembly to establish a general uniform system of courts inferior to the Superior Courts for the counties, cities and towns of this State, are ordered re-printed.

Upon motion of Senator White, H. B. 78, a bill to amend the charter of the city of Kinston relating to the compensation of the mayor and the members of the board of aldermen of said city, is taken from the Committee on Salaries and Fees and re-referred to the Committee on Local Government.

Upon motion of Senator White, H. B. 79, a bill to amend Chapter 296, Session Laws of 1943, relating to the salary of the members of the board of county commissioners of Lenoir County, is taken from the Committee on Salaries and Fees and re-referred the Committee on Local Government.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 110, a joint resolution expressing sympathy upon the death of and honoring the memory of Robert Wright Proctor, former State Senator from McDowell County.

H. R. 111, a joint resolution expressing appreciation for the hospitality shown the General Assembly at the meeting in Greensboro on 28 February 1961.

S. R. 53, a joint resolution honoring North Carolina State College on the 74th anniversary of its founding.

S. B. 9, an act relating to the North Carolina Small Loans Act.

S. B. 11, an act to authorize the county commissioners of Wilson County to regulate motor vehicle traffic on county owned property at the Wilson County Courthouse.

S. B. 55, an act to provide for the appointment, compensation, and duties of a court reporter for the Fourth Judicial District.

H. B. 91, an act to fill a vacancy on the McDowell County Board of Education by the appointment of a new member.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Currie, for the Committee on Election Laws and Legislative Representation:

S. B. 19, a bill to require the boards of elections of Henderson County and the city of Hendersonville to order a complete new registration, to institute the more modern loose-leaf system of registration, and to effect other election reforms, all in Henderson County and the city of Hendersonville, with a favorable report.

By Senator Clark, for the Committee on Judiciary No. 2:

S. B. 29, a bill to amend General Statutes 14-72 and General Statutes 14-73 so as to increase the property valuation separating misdemeanor larceny and receiving from felonious larceny and receiving, with a favorable report.

S. B. 31, a bill to amend General Statutes 50-15 relating to alimony pendente lite, with a favorable report.

S. B. 32, a bill to amend General Statutes 14-120 so as to make unlawful the publishing or uttering of an instrument containing a forged endorsement, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Shelton: S. B. 65, a bill relating to the town constable in the town of Speed in Edgecombe County.

Referred to Committee on Local Government.

By Senators Currie, Shuford and Humphrey: S. B. 66, a bill to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate.

Referred to Committee on Election Laws and Legislative Representation.

By Senator Hoyle: S. B. 67, a bill to amend the General Statutes relating to the manner of calling jurors for impaneling.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 43, a bill to validate certain acts performed between May 3, 1960, and January 23, 1961, by Fred W. Amos, Justice of the Peace of Catawba County.

Referred to Committee on Judiciary No. 2.

H. B. 44, a bill to validate certain official acts performed by J. V. Stewart, Justice of the Peace of Catawba County.

Referred to Committee on Judiciary No. 2.

H. B. 120, a bill providing rules and regulations for municipal elections held in the city of Gastonia.

Upon motion of Senator Rhyne, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 64, a bill to create a cemetery commission for the town of Garland and designate other purposes of its existence, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—46.

S. B. 57, a bill to amend Chapter 533 of the 1947 Session Laws of North Carolina so as to clarify the authority therein given to the city of Laurinburg and the town of Maxton to dispose of their interests in any portion of the Maxton-Laurinburg Airport, whether now owned or hereafter acquired, at private sale, without advertisement, and ratifying and validating any conveyances thereof which they may have previously made.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 25, a bill to limit the operation of loud speakers, amplifying systems and public address systems in the community of Ether in Montgomery County.

Passes its second and third readings and is ordered enrolled.

H. B. 35, a bill to authorize the transfer of surplus monies in the debt service fund to the General Fund of the town of Draper in Rockingham County.

Passes its second and third readings and is ordered enrolled.

H. B. 65, a bill requiring all candidates for the office of mayor of the town of Garland and all candidates for the office of commissioners of the town of Garland to file notice of their candidacy.

Passes its second and third readings and is ordered enrolled.

H. B. 93, a bill to amend General Statutes 9-25, relating to the manner of selecting the grand jury in Davie County.

Passes its second and third readings and is ordered enrolled.

H. B. 108, a bill to repeal Chapter 310, Public Local and Private Laws of 1937, relating to the custody of the county jail of Surry County, so as to make the provisions of General Statutes 162-22 applicable to Surry County.

Passes its second and third readings and is ordered enrolled.

H. R. 112, a joint resolution honoring Robert F. Moseley for his services to the State of North Carolina as Chairman of the General Statutes Commission.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local Bills will be considered and adjournment will be until Monday night at 7:15 o'clock.

TWENTY-SECOND DAY

SENATE CHAMBER,
Saturday, March 4, 1961.

The Senate meets pursuant to adjournment, and in the absence of Lieutenant Governor H. Cloyd Philpott and President pro tempore Lunsford Crew, the Principal Clerk S. Ray Byerly calls Senator Stikeleather to the Chair who calls the Senate to order.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and its stands approved as written.

Upon motion of Senator Jordan, the Senate adjourns to meet Monday evening at 7:15 o'clock.

TWENTY-THIRD DAY

SENATE CHAMBER,
Monday, March 6, 1961.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Thomas, the courtesies of the lobby are extended to Edward Crutchfield of Union County.

Upon motion of Senator Alford, the courtesies of the floor are extended to former Senator Staton P. Williams of Stanly County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to Herman Wolff, Sr., of Wake County, and Herman Wolff, III, son of Mr. Wolff, is made an honorary page of the Senate.

The President grants leave of absence to Senator Crew for Tuesday, March 7, 1961.

Upon motion of Senator Humphrey, the courtesies of the floor are extended to former Senator Dr. Paul Jones of Pitt County.

Upon motion of Senator Stone, the courtesies of the lobby are extended to O. B. Joyce of Rockingham County.

Upon motion of Senator Jordan, LuAnne Teague, of Wake County, is made an honorary page of the Senate.

Upon motion of Senator Jordan, Nancy Barefoot, Sue Jones, Phyllis Ray and Patsy Smith, all of Wake County, are made honorary pages of the Senate.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of follows:

By Senator Rutledge: S. B. 68, a bill to amend General Statutes 110-49, relating to the issuance of permits and licenses to child caring institutions by the State Board of Public Welfare.

Referred to Committee on Public Welfare.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 27, a bill to appoint two members of the board of education of Alamance County, for concurrence in the House amendment.

Upon motion of Senator Scott, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 4, a bill authorizing the board of county commissioners to govern and regulate the removal and disposal of trash, garbage, etc. so as to include Wayne County.

Referred to Committee on Local Government.

H. B. 32, a bill relating to filling vacancies on the Columbus County Board of Education.

Referred to Committee on Education.

H. B. 33, a bill relating to filling vacancies on the Whiteville City Board of Education.

Referred to Committee on Education.

H. B. 37, a bill to amend General Statutes 42-27 relating to the refusal of a tenant or cropper to perform contract by making the Section applicable to Ashe County.

Referred to Committee on Judiciary No. 1.

H. B. 52, a bill to require that life tenants who are parties to partition proceedings allege their date of birth.

Referred to Committee on Judiciary No. 2.

H. B. 59, a bill to authorize the referral of motions to the judge regularly holding the courts of an adjoining district, when the judge before whom such motion is made disqualifies himself.

Referred to Committee on Judiciary No. 2.

H. B. 61, a bill to amend General Statutes 28-47 and General Statutes 28-48 so as to decrease the time for publication of executors', administrators' and collectors' notice to creditors.

Referred to Committee on Judiciary No. 1.

H. B. 74, a bill to authorize the Caldwell County Board of Education to convey certain school property to the State of North Carolina at private sale.

Referred to Committee on Local Government.

H. B. 76, a bill to amend Chapter 606 of the 1959 Session Laws fixing the terms of office of the county commissioners of McDowell County.

Referred to Committee on Counties, Cities and Towns.

H. B. 87, a bill relating to the terms of office of the board of commissioners of Middlesex in Nash County.

Referred to Committee on Local Government.

H. B. 89, a bill to amend General Statutes 106-408 relating to the hours of sale of livestock at auction in Sampson County.

Referred to Committee on Local Government.

H. B. 97, a bill to amend Section 2 of Article 7 of Chapter 1372 of the 1955 Session Laws, the same being General Statutes 115-70, to provide that in Edgecombe County District School Committees may consist of not less than three nor more than seven persons.

Referred to Committee on Education.

HOUSE OF REPRESENTATIVES,
Monday, March 6, 1961.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that pursuant to Joint Resolution No. 50 entitled "A Joint Resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 8:00 P. M., March 6, 1961", the Speaker has appointed on the part of the House of Representatives to serve with a like Committee of the Senate, Messrs, Hines, Harris of Wake, and Eagles.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 64, a bill to create a cemetery commission for the town of Garland and designate other purposes of its existence, upon third reading.

The bill passes its third reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—48.

The bill is ordered enrolled.

S. B. 19, a bill to require the boards of elections of Henderson County and the city of Hendersonville to order a complete new registration, to institute the more modern loose-leaf system of registration, and to effect other election reforms, all in Henderson County and the city of Hendersonville.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 29, a bill to amend General Statutes 14-72 and General Statutes 14-73 so as to increase the property valuation separating misdemeanor larceny and receiving from felonious larceny and receiving.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 31, a bill to amend General Statutes 50-15 relating to alimony pendente lite.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 32, a bill to amend General Statutes 14-120 so as to make unlawful the publishing or uttering of an instrument containing a forged endorsement.

Passes its second and third readings and is ordered sent to the House of Representatives.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Monday, March 6, 1961.

Mr. President:

It is ordered that a message be sent to your Honorable Body with the information that pursuant to Senate Resolution No. 50 entitled, "A Joint Resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 8:00 P. M., March 6, 1961", the House of Representatives stands ready to receive the Senate in Joint Session at the hour of 8:00 P. M.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

The President announces that pursuant to S. R. 50, a joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 8:00 P. M., March 6, 1961, the Senate recesses for the purpose of meeting in Joint Session with the House of Representatives for the purpose of hearing the Governor's message, and upon motion of Senator Crew when the Joint Session is dissolved the Senate will stand adjourned to meet tomorrow at 11:15 o'clock.

JOINT SESSION

The Senate is received by members of the House of Representatives standing and the Joint Session is called to order by Lieutenant Governor H. Cloyd Philpott.

Senator McGeachy, on the part of the Committee appointed by the President of the Senate and the Speaker of the House of Representatives to escort the Governor to the Hall of the House, presents His Excellency, Governor Terry Sanford, who delivers the following message:

Mr. President, Mr. Speaker, and Members of the General Assembly of North Carolina:

Tonight—on this sixth day of March, nineteen hundred and sixty-one—we must take a deliberate, penetrating look at the future.

Tonight we must begin to swing wide the doors to the future for our children, for beyond the threshold lie the hopes and aspirations of not only our children but all the world's children.

The last great hope of the world is Democracy as we know it, and North Carolina must once again rally to the cause; just as it has from Kings Mountain to the Yalu River.

Today we do not take up the sword. Instead, we take up the pen, the educational pen. We put the pen into the uncertain, eager hands of our youth, for we know they must—and they will—write the future history of North Carolina, and indeed of the nation and the free world.

Any achievement by man requires sacrifice—and tonight we must look together at a small measure of sacrifice.

I do not come to you expecting popular acclaim for what I have to say. I do come to do my duty in full confidence that you in turn will do your duty.

When I presented the Budget to the General Assembly, I asked that you allow me to return to recommend additional funds to meet the basic needs for school improvement.

I have explained time and again that I believe the economic, social and moral development of our state depends largely on an expanding program of quality education second to none.

I have explained time and again that I believe it is time that North Carolina provide the opportunities that will put this state in the front ranks of our community of states.

I have explained to you my reasons for believing that the Budget is inadequate to achieve the public education goals we must set for our state. I am sure that it is generally acknowledged that we have not done all we can do.

I come to you now with the most difficult decision that I have had to make since assuming the office of Governor, and, perhaps, the most difficult of my term of office.

I come to you now with the most difficult decision of your service in this session.

It has not been difficult, however, to decide that something must be done about our schools. This is obvious to all.

It has not been difficult to concede that if we want to do the job we will have to pay for it. This is admitted by all.

Having concluded we must take decisive steps for school improvement, and having concluded we must have more money, the difficult decision is what sources will best distribute equitably the cost among all the citizens of the state.

I have examined many sources and I have come to decisions which I recommend to you now in the firm belief that this is the way to move North Carolina forward—the way to swing open the doors to our children.

I have considered every possible source of taxation, and I will mention some of these sources which have been widely discussed.

I looked carefully at the tax on whiskey, beer and wine. Beer and wine are already taxed at a rate which appears to me to be as high as reasonably consistent with our regulatory responsibilities. I have studied the effect of a recent tax increase on whiskey in Virginia, which drove the sale "to the woods" and diminished the total receipts from this source. Therefore, I concluded that to make the tax on whiskey too high would be self-defeating and therefore ought to be avoided. However, I am convinced that to increase this tax by an amount of 20% of the present tax would not reach the point of diminishing returns. Such an increase from 10% to 12% would bring in an additional amount of \$3,000,000 for the biennium, and therefore I recommend this as one of our sources.

I have looked carefully at the so-called "crown tax" on soft drinks. It is argued with considerable merit that there is no more justification for a special tax on soft drinks than on an ice cream cone, a chocolate soda, a Baby Ruth or a package of potato chips. It is a fact that one cent on a bottle would result in taxing soft drinks at almost double the rate we tax whiskey. The states which have adopted this source have discovered that sales diminish and a large percentage of bottlers go out of business. Thus the tax defeats itself. Only two states now have such a tax, and I am advised that one of these will probably repeal the tax this year. It seems fairer to me to tax soft drinks at the rate of three per cent as a part of the regular sales tax, and this is already being done.

A great many people have said to me that we should tax tobacco products, and a great many people have said we should not. The principal reason given for putting a tax on cigarettes is that people who smoke, whether rich or poor, can afford to pay the tax. Representatives from over half of the counties have advised me that they do not believe it wise to put a special tax on tobacco. Many of them report that they pledged against such a special tax during their campaigns for election. Many people will be surprised to find such a widespread sentiment against this special tax, and frankly I do not fully understand the sentiment. The most logical explanation I have heard is that North Carolina is the leading tobacco producer and the leading manufacturer, and our leaders of the industry have the burden of fighting such taxes in other states, whether, in many instances, they have been levied in unfair amounts. Consequently, I do not now recommend a special tax, but recommend that tobacco products be taxed at the rate of three per cent along with other similar commodities, as is now the case.

I have considered a state tax on real estate and other property. Most states put the greatest burden of school support on real estate taxes. We departed from that concept some years ago, deciding to leave this source to the limited use of county and city government. Real estate is more static, and in time of economic depression has little or no earning capacity, so taxation of this source has in times past resulted in hardships and loss of farms and other property by foreclosure. More than a quarter of a century ago we made the basic decision to tax money, rather than property, and I oppose any change in this long-accepted approach.

We decided then to obtain our chief support for schools and state functions from money earned and money spent. Thus, the sales tax, the income tax, and the gasoline tax have been the basic support of state operations.

The income tax has been a steady, expanding source of revenue for the state and has distributed the burden to those best able to pay as measured by income. This is a fair and equitable tax, but already the state is receiving substantial revenue from the income tax, and the Federal government is taxing this source almost to the breaking point. There is no real hope of relief from federal taxation until the cold war is won, and an increase by the state would, it must be admitted by all, be too burdensome. I believe those best able to pay should carry the heaviest burden of taxation, but even a casual glance at income tax rates will convince you that this is already the case. Therefore, I recommend that we do not change our rate of income tax.

I have considered two possibilities with the sales tax: an increase in the rate to 3½% or 4%, or a removal of exemptions.

The sales tax is fair in distributing the costs of the state services to all who share in these benefits. When balanced with the present income tax schedules, it is about as fair a method as possible for distributing the costs because the more a man spends, the more he pays in sales tax.

The chief difficulty with the present sales tax is that because of so many assorted exemptions, it is extremely difficult to administer. It is difficult for the small merchant to know what he has collected, what he should collect, and what he should pay in to the state. It is impossible for the ordinary consumer to know what is taxed and what is not.

Our statistics and study show that: (1) increasing the tax to 4% on shoes and clothing and other items would reach approximately the same people, in the same amounts, as a tax across the board, on all items, without exemption; and (2) we now collect the lowest sales tax per capita of all the 34 states having a sales tax, probably because of our many exemptions which make administration and collection difficult.

Therefore, it is my recommendation that you remove all exemptions from the sales tax.

I will submit a proposed bill which will place the tax at three per cent across the board, except it will place only one percent on the farm and industrial group of items and equipment used in production, and only two per cent on motor vehicles with the present top limitations. It will not tax those items such as products of the farm sold for further processing and subsequent taxation, and gasoline already taxed by another method.

I am well aware of the hardships of paying tax on necessary items by those whose income is so low that every penny counts. But I am also aware of the greater hardship placed upon the children of these same people by inadequate school opportunities, and I have been able to devise no way that the poorest can be exempt from a general sales tax. Welfare payments and the distribution of free food answer this complaint raised in behalf of the poorest among us, and the poor who do not receive these payments, I predict, will be willing to do their share in order that we might have a strong tax structure which will support the schools which will give their children a better chance in life. A patchwork tax structure, with special taxes on special items, will not give us the kind of tax structure we must have if our schools are to grow as our population grows.

I know that this will place extra burdens on many merchants. However, I have no doubt about their general response. They are responsible and

civic-minded. I think that the merchants of this state have never been given adequate praise for their participation in the support of the needs of the people of North Carolina. Through their efforts to make the sales tax effective beginning in 1933, they literally saved the public schools. Now again, they are called on to do their part in making our school system better. I express my thanks for what they have already done for the State, and deep appreciation for what they are yet to do.

If you will authorize these taxes we will be able to take a giant stride forward in lifting up the chances of our boys and girls.

We will be able to adopt the "B" Budget requests of the State Board of Education, a group of conscientious, dedicated and prudent business, professional, and civic leaders who are devoted to the cause of education and the State of North Carolina.

There is no better informed group than your State Board of Education. I have studied all their requests. They have carefully balanced all of the most urgent needs, and we must have the program they have laid before us. I recommend it to you without reservation. It will be explained in detail at hearings before the Joint Appropriations Committee, by the Board of Education and Department of Public Instruction representatives.

The recommended changes in the tax structure will bring in an estimated \$83,000,000 during the next biennium.

Meeting the budget requests of the Board of Education will require \$70,000,000. This will leave a balance of \$13,000,000.

All of us have been able to take great pride in our University and colleges. We can demonstrate that they have contributed much beyond their cost to the life and growth and happiness of our State.

I would not have us slow their progress as the price of accelerating our efforts for secondary education. Rather, I know we must continue to improve our colleges if we are to continue to prosper and grow. The Budget I presented earlier provides for substantial improvements.

Each president is presenting to you requests above the Advisory Budget Commission recommendations, but less than the original "B" Budget requests. I believe that we can adjust these figures to about \$3,000,000 and continue to have a vital, moving program of higher education.

There will be some other urgent needs, and I recommend that you consider adding to the proposed appropriations as already submitted the following increases: mental hospitals, \$500,000; welfare, including a wider distribution of surplus food, \$2,000,000; other agencies and institutions, plus a reasonable margin for a reserve, \$3,500,000.

Through the Budget Bureau, I will consider carefully with you the line items involved in these increases.

This will leave a balance of \$4,000,000. I will later have a detailed report for you on the status of the finances of the State Highway Department, but I can tell you now that because of matching federal funds there is virtually nothing left for secondary road construction. This ties in with the proper consideration of school needs, because an urgent requirement is road improvement if we are to be able to move the school buses. One superintendent in an adjoining county reported more than forty school

buses stuck in one week. I recommend that this sum of \$4,000,000 be applied in partial support of the prison budget, that an equal amount be released to the highway fund for use in urgently needed secondary road construction.

I want to remind the professional school people what I have said in many ways and on many occasions. I am asking the General Assembly to ask the people to provide more adequate financial support for the schools, but I am going to be even more demanding of the school people for improved performance up and down the line. If the General Assembly and the people provide increased appropriations, then it is up to us to do our part in improving our performance in every other respect. I propose to work in every field of school activity to improve the level and standard of performance. We will continue our curriculum study and improvement, our search for methods of rewarding merit and superior performance, our efforts to achieve all of these things we can do without additional money. In other words, I am saying that we realize that money is only a part of what we need to achieve the quality we seek, and we are pledging to the people to complete the job in every respect.

I realize the task of the public servant is never easy and frequently extremely difficult. I know, however, that you are here because of an abiding desire to serve the cause of Democracy, and I know that your presence here involves a personal financial sacrifice in every instance.

You will receive some good advice, some bad advice, some fair and some unfair pressure. I know that you realize this is part of the price of public service, and that you will take it all, good and bad, without complaint.

Over two years ago at Durham I outlined my hope that the people would become so interested in education that they would demand better schools, and would be willing to support this effort. I said then that I wanted some way to get the people involved, concerned, excited, and ready to go to work to achieve quality education.

The quality we seek cannot be delivered by the General Assembly, although only you can start the march. Quality is complex, difficult, constant in required attention, and it will demand the best in effort by school boards, the state agencies, the superintendents, the principals, the teachers, the parents, the students, and indeed all of the citizens of the state. And this is no single-shot affair. It will require attention year after year. It is, as Admiral Rickover points out, "an essential civic duty for every intelligent and educated person, for every person with deep love of his country and her children, to participate in the public debate on education . . . there is not valid reason why the United States cannot have the best school system in the world."

I would like to see every citizen understand the need and the problem, caught up and taking part, willing not only to supply the money but anxious to supply the continuing interest without which our expenditures will have been in vain.

I think I know how we can obtain this interest and continuing support.

I recommend that you enact the tax revision I have suggested, that the new schedule become effective July 1, 1961, for the coming biennium, and that the proposition be submitted to a vote of the people next fall to determine whether this tax and level of support will be continued after July 1, 1963.

As we start this mighty crusade, the first and fundamental decision should be supported by all of the people. We should give notice that every person is involved. We should demonstrate that we are united, and that we will continue our dedication until we lead the nation in school opportunities for our children.

In this way you are not "passing the buck". We are simply asking all the people to join with us.

I have faith in the vision of our people. If you will do this, I will join with you this fall in carrying our crusade to every county in this state.

In this way the people will understand what we are doing, will participate in our decisions, and we in North Carolina will be ready to move.

In reaching the decisions I have outlined today, I have been guided in my deliberations by my trust in people and my faith in the Divine Power without whose help no human endeavor can succeed. As I turn these decisions over to you, I leave with you the refrain that has in these past weeks occupied my mind. It comes from a well-known hymn:

Grant us wisdom,

Grant us courage,

For the facing of this hour.

The hour is at hand when North Carolina can begin its bold march forward. We begin this march in these halls by reaching out and grasping the hands of our priceless possession, our children and our grandchildren.

The hand we grasp today is the strong handclasp to the future, the hand of a leader in the world's struggles.

I thank you for your attention to the future of North Carolina.

Upon motion of Senator Crew, the Joint Session is dissolved and pursuant to a motion theretofore made the Senate stands adjourned to meet tomorrow at 11:15 o'clock.

TWENTY-FOURTH DAY

SENATE CHAMBER,

Tuesday, March 7, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator King, the courtesies of the lobby are extended to Miss Diane Monroe, Miss Dairy Queen of North Carolina, and to her mother Mrs. Lester Monroe both of Richmond County.

Upon motion of Senator Stikeleather, the courtesies of the lobby are extended to Mr. Claude Ramsey of Buncombe County.

Upon motion of Senator Hollowell, the courtesies of the floor are extended to former Senator Hardy Talton of Wayne County.

Upon motion of Senator Shelton, the courtesies of the lobby are extended to Mr. Guy Barnes of Edgecombe County.

The President appoints Tracy Sanders as an honorary page of the Senate, daughter of Mr. and Mrs. John Sanders of Orange County.

Upon motion of Senator Shelton, H. B. 89, a bill to amend General Statutes 106-408, relating to the hours of sale of livestock at auction in Sampson County, is taken from the Committee on Local Government and re-referred to the Committee on Agriculture.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 112, a joint resolution honoring Robert F. Moseley for his services to the State of North Carolina as Chairman of the General Statutes Commission.

S. B. 48, an act to amend the charter of the city of Thomasville, relating to the appointment of members of the municipal board of elections.

H. B. 25, an act to limit the operation of loud speakers, amplifying systems and public address systems in the community of Ether in Montgomery County.

H. B. 35, an act to authorize the transfer of surplus monies in the debt service fund to the general fund of the town of Draper in Rockingham County.

H. B. 65, an act requiring all candidates for the office of mayor of the town of Garland and all candidates for the office of commissioners of the town of Garland to file notice of their candidacy.

H. B. 93, an act to amend General Statutes 9-25, relating to the manner of selecting the grand jury in Davie County.

H. B. 108, an act to repeal Chapter 310, Public Local and Private Laws of 1937, relating to the custody of the county jail of Surry County, so as to make the provisions of General Statutes 162-22 applicable to Surry County.

H. B. 120, an act providing rules and regulations for municipal elections held in the city of Gastonia.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Bell, for the Committee on Judiciary No. 1:

S. B. 24, a bill to validate deeds of conveyance and other instruments executed prior to December 31, 1960, notwithstanding the fact that the instrument was not adjudged correct and ordered registered by the clerk, with a favorable report.

S. B. 58, a bill to amend the charter of the town of Laurel Park, Henderson County, to permit the mayor and commissioners thereof to sell property belonging to the town at private sale, with a favorable report.

S. B. 67, a bill to amend the General Statutes, relating to the manner of calling jurors for impaneling, with a favorable report.

H. B. 19, a bill to repeal General Statutes 120-30, prescribing the form in which bills and other legislative documents shall be printed, with a favorable report.

H. B. 37, a bill to amend General Statutes 42-27, relating to the refusal of a tenant or cropper to perform contract by making the Section applicable to Ashe County, with a favorable report.

H. B. 61, a bill to amend General Statutes 28-47 and General Statutes 28-48 so as to decrease the time for publication of executors', administrators' and collectors' notice to creditors, with a favorable report.

By Senator Clark, for the Committee on Judiciary No. 2:

S. B. 36, a bill to repeal General Statutes 39-3, relating to conveyances to slaves, with a favorable report.

S. B. 46, a bill to amend General Statutes 60-9 and General Statutes 60-11, relating to extending corporate life of railroads, with a favorable report.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 49, a bill adopting Replacement Volumes 2B and 3A of the General Statutes.

Referred to Committee on Judiciary No. 1.

H. B. 81, a bill to extend the corporate limits of the town of Wingate in Union County.

Referred to Committee on Local Government.

H. B. 83, a bill to amend the charter of the town of Sylva, relating to municipal elections.

Referred to Committee on Counties, Cities and Towns.

H. B. 94, a bill to amend the charter of the town of Kenly in Johnston County, by repealing the Statute requiring the nomination of candidates for municipal officers by primary elections, to establish a filing procedure for municipal elections, and to provide for staggered terms of office of the board of aldermen.

Referred to Committee on Local Government.

H. R. 146, a joint resolution honoring the life and memory of Fleetus Lee Gobble.

Upon motion of Senator Davis, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan, the Senate adjourns to meet tomorrow at 12 M.

TWENTY-FIFTH DAY

SENATE CHAMBER,

Wednesday, March 8, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Midgett, the courtesies of the floor are extended to former Representative Andy Anderson of Martin County.

Upon motion of Senator Clark, the courtesies of the lobby are extended to Mr. W. H. Scott and Mr. Lemuel Johnson of Chatham County.

Upon motion of Senator Rhyne, the courtesies of the lobby are extended to Mr. Grice Beam, Chairman of the Gaston County Board of Commissioners, Mr. George Jenkins, County Commissioner, and Mr. J. Gene Greneberger, County Commissioner, all of Gaston County.

The Chair extends the courtesies of the floor to former Representative Joe Fowler of Surry County, former Senator Ray Lackey of Alexander County and former Senator Staton Williams of Stanly County.

Upon motion of Senator Burrow, the courtesies of the lobby are extended to Lynn Albright, Al Walker, W. J. Boger and Russell Seawell of Randolph County.

Upon motion of Senator Cook, Herman Edward Lackey, Jr., of Alexander County is made an honorary page of the Senate.

Upon motion of Senator Warren of Sampson, the courtesies of the galleries are extended to the teachers and the students of the Pineland College of Sampson County.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 146, a joint resolution honoring the life and memory of Fleetus Lee Gobble.

S. B. 27, an act to appoint two members of the board of education of Alamance County.

H. B. 64, an act to create a cemetery commission for the town of Garland and designate other purposes of its existence.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator King, for the Committee on Counties, Cities and Towns.

S. B. 28, a bill to amend General Statutes 153-9 so as to empower board of county commissioners to regulate and control parking of motor vehicles on county owned property, with a favorable report.

H. B. 30, a bill to amend General Statutes 153-266.22 of the General Statutes so as to make the provisions of Article 20B of Chapter 153 applicable to Person County, with a favorable report.

H. B. 31, a bill to amend General Statutes 153-266.9 of the General Statutes so as to delete Person County from the list of counties excluded from the provisions of Article 20A of Chapter 153, with a favorable report.

H. B. 76, a bill to amend Chapter 606 of the 1959 Session Laws fixing the terms of office of the county commissioners of McDowell County, with a favorable report.

H. B. 83, a bill to amend the charter of the town of Sylva relating to municipal elections, with a favorable report.

By Senator Rutledge, for the Committee on Public Welfare:

S. B. 62, a bill to amend various Sections of the General Statutes of North Carolina relating to the name of the State Board of Public Welfare, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Warren of Beaufort and Midgett: S. B. 69, a bill to authorize an allotment from the Contingency and Emergency Fund to the Roanoke Island Historical Association, Incorporated, for rebuilding "The Lost Colony" Amphitheater on Roanoke Island.

Referred to Committee on Appropriations.

By Senator Forsyth: S. B. 70, a bill to provide for the sale of hunting and fishing licenses and permits, appointment of agents, provide for accounting of such sales, and provide for reports and remittances of license sales and receipts.

Referred to Committee on Wildlife.

By Senators Hancock and Banzet: S. B. 71, a bill to amend Chapter 127 of the General Statutes, relating to the composition of the National Guard and relative rank among officers of the same grade in the National Guard.

Referred to Committee on Veterans and Military Affairs.

By Senator Rutledge: S. B. 76, a bill amending General Statutes 48-2(3), relating to the definition of abandonment for adoption purposes.

Referred to Committee on Judiciary No. 1.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 58, a bill to amend the charter of the town of Laurel Park, Henderson County, to permit the mayor and commissioners thereof to sell property belonging to the town at private sale.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 37, a bill to amend General Statutes 42-27, relating to the refusal of a tenant or cropper to perform contract by making the Section applicable to Ashe County.

Passes its second and third readings and is ordered enrolled.

S. B. 24, a bill to validate deeds of conveyance and other instruments executed prior to December 31, 1960, notwithstanding the fact that the instrument was not adjudged correct and ordered registered by the clerk.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 36, a bill to repeal General Statutes 39-3, relating to conveyances to slaves.

Upon motion of Senator Clark, action on the bill is postponed until Thursday, March 9, 1961.

S. B. 46, a bill to amend General Statutes 60-9 and General Statutes 60-11, relating to extending corporate life of railroads.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 67, a bill to amend the General Statutes, relating to the manner of calling jurors for impaneling.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 19, a bill to repeal General Statutes 120-30, prescribing the form in which bills and other legislative documents shall be printed.

Passes its second and third readings and is ordered enrolled.

H. B. 61, a bill to amend General Statutes 28-47 and General Statutes 28-48 so as to decrease the time for publication of executors', administrators', and collectors' notice to creditors.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan, the Senate adjourns to meet tomorrow at 12 M.

TWENTY-SIXTH DAY

SENATE CHAMBER,
Thursday, March 9, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Dr. Tom J. Youngblood, Pastor of Hillyer Memorial Christian Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Stikeleather, the courtesies of the lobby are extended to Mr. Don Elias of Buncombe County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students from the State School for the Blind of Wake County.

Upon motion of Senator McGeachy, the courtesies of the galleries are extended to the teachers and the students of the Armstrong High School of Cumberland County.

Upon motion of Senator Bell, the courtesies of the lobby are extended to Mrs. E. S. Delancy of Mecklenburg County and Mrs. William Wright of Wake County.

The President extends the courtesies of the galleries to the teachers and the students of the Ridgecrest School of Stanly County.

Upon motion of Senator Johnson, the courtesies of the lobby are extended to Hugh Mitchell of Iredell County.

Upon motion of Senator Forsyth, the courtesies of the floor are extended to former Representative and Senator Dr. Kelly Bennett of Swain County.

The President extends the courtesies of the lobby to Chick Little of Alamance County.

Upon motion of Senator Cook, the courtesies of the lobby are extended to Sam Sackford of Caldwell County.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 19, an act to repeal General Statutes 120-30, prescribing the form in which bills and other legislative documents shall be printed.

H. B. 37, an act to amend General Statutes 42-27, relating to the refusal of a tenant or cropper to perform contract by making the Section applicable to Ashe County.

H. B. 61, an act to amend General Statutes 28-47 and General Statutes 28-48 so as to decrease the time for publication of executors', administrators', and collectors' notice to creditors.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Winslow, for the Committee on Retirement, Employment Security:

H. B. 28, a bill to authorize the governing body of the town of Canton to establish by ordinance a retirement or pension fund for employees, with a favorable report.

By Senator Clark, for the Committee on Judiciary No. 2:

H. B. 59, a bill to authorize the referral of motions to the judge regularly holding the courts of an adjoining district, when the judge before whom such motion is made disqualifies himself, with a favorable report.

S. B. 35, a bill to amend General Statutes 1-315, relating to property liable to sale under execution so as to enlarge the kinds of property subject to such sale, with a favorable report, as amended.

By Senator Bell, for the Committee on Judiciary No. 1:

H. B. 49, a bill adopting Replacement Volumes 2B and 3A of the General Statutes, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Alford: S. B. 73, a bill to amend Chapter 368 of the Session Laws of 1957 relating to appropriations by the board of commissioners of Nash County for industrial development and other purposes.

Referred to Committee on Local Government.

By Senator Alford: S. B. 74, a bill to fix the salaries of the members of the board of education of Nash County.

Referred to Committee on Local Government.

By Senator Alford: S. B. 75, a bill to authorize boards of county commissioners to choose a vice-chairman.

Referred to Committee on Local Government.

By Senator Alford: S. B. 76, a bill to authorize counties to issue bonds for the purpose of erection or purchase of county office buildings.

Referred to Committee on Finance.

By Senator Moore: S. B. 77, a bill relating to elections in the town of Pembroke in Robeson County.

Referred to Committee on Counties, Cities and Towns.

By Senator White: S. B. 78, a bill to amend and supplement "The Revenue Act", being Subchapter I of Chapter 105 of the General Statutes and Article 4 of Chapter 18 of the General Statutes, by removing certain exemptions from the retail sales and use tax, by adjusting the rate at which the sale or use of certain property shall be taxed and by adding an additional tax of two per cent upon the sale of spirituous liquors.

Referred to Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 54, a bill to amend General Statutes 31-18.1, relating to the manner of probate of written attested wills so as to provide for acknowledgment of a testator's signature before the clerk of Superior Court.

Referred to Committee on Judiciary No. 2.

H. B. 58, a bill to amend Chapter 316 of the Session Laws of 1947 taxing and regulating professional bondsmen in Robeson County.

Referred to Committee on Judiciary No. 2.

H. B. 75, a bill to amend General Statutes 7-70 so as to fix the terms of Superior Court to be held in Caldwell County.

Referred to Committee on Courts and Judicial Districts.

H. B. 119, a bill to repeal Chapter 590, Session Laws of 1957, which Chapter regulates the operation of motor boats and other craft on the waters of the northeast Cape Fear River in Pender County, and to repeal Chapter 771, Session Laws of 1959, relating to the operation of motor boats and other craft on certain waters in Pender County.

Referred to Committee on Counties, Cities and Towns.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 30, a bill to amend General Statutes 153-266.22 of the General Statutes so as to make the provisions of Article 20B of Chapter 153 applicable to Person County.

Passes its second and third readings and is ordered enrolled.

H. B. 31, a bill to amend General Statutes 153-266.9 of the General Statutes so as to delete Person County from the list of counties excluded from the provisions of Article 20A of Chapter 153.

Passes its second and third readings and is ordered enrolled.

H. B. 76, a bill to amend Chapter 606 of the 1959 Session Laws fixing the terms of office of the county commissioners of McDowell County.

Passes its second and third readings and is ordered enrolled.

H. B. 83, a bill to amend the charter of the town of Sylva, relating to municipal elections.

Passes its second and third readings and is ordered enrolled.

S. B. 28, a bill to amend General Statutes 153-9 so as to empower boards of county commissioners to regulate and control parking of motor vehicles on county owned property.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 36, a bill to repeal General Statutes 39-3 relating to conveyances to slaves.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 62, a bill to amend various Sections of the General Statutes of North Carolina relating to the name of the State Board of Public Welfare.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Morgan, the Senate adjourns to meet tomorrow morning at 10 o'clock.

TWENTY-SEVENTH DAY

SENATE CHAMBER,
Friday, March 10, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and the same stands approved as written.

Upon motion of Senator Clayton, Marcellus Buchanan, IV, son of former Representative Marcellus Buchanan of Jackson County, is made an honorary page of the Senate.

Upon motion of Senator Whitmire, the courtesies of the galleries are extended to the teachers and the students of the Canton School of Haywood County.

Upon motion of Senator Whitmire, the courtesies of the floor are extended to former Senator William Medford of Haywood County.

Upon motion of Senator Stikeleather, the courtesies of the lobby are extended to Mr. and Mrs. William Reaves of Buncombe County.

Upon motion of Senator Forsyth, the courtesies of the lobby are extended to Lee Penland, Mrs. Wiley McGlamery, Carl Parker and Alvin Penland of Cherokee County.

Upon motion of Senator Rhyne, the courtesies of the galleries are extended to the teachers and the students of the McAdenville School of Gaston County.

Upon motion of Senator Rhyne, the courtesies of the galleries are extended to the teachers and the students of the Robinson School of Gaston County.

Upon motion of Senator Clark, the courtesies of the galleries are extended to the teachers and the students of the Cero Gordo School of Columbus County.

Upon motion of Senator Banzet, the courtesies of the floor are extended to former Senator W. H. S. Burgwin of Northampton County.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 10, an act to amend Chapter 22 of the 1959 Session Laws authorizing the county commissioners of Wayne County to turn into the General Fund all taxes collected for the year 1955 and all prior years so as to include 1957.

H. B. 30, an act to amend General Statutes 153-266.22 of the General Statutes so as to make the provisions of Article 20B of Chapter 153 applicable to Person County.

H. B. 31, an act to amend General Statutes 153-266.9 of the General Statutes so as to delete Person County from the list of counties excluded from the provisions of Article 20A of Chapter 153.

H. B. 76, an act to amend Chapter 606 of the 1959 Session Laws fixing the terms of office of the county commissioners of McDowell County.

H. B. 83, an act to amend the charter of the town of Sylva relating to municipal elections.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Stikeleather, for the Committee on Appropriations:

S. B. 69, a bill to authorize an allotment from the Contingency and Emergency Fund to the Roanoke Island Historical Association, Incorporated, for rebuilding "The Lost Colony" amphitheater on Roanoke Island, with a favorable report.

By Senator Clark, for the Committee on Judiciary No. 2:

H. B. 43, a bill to validate certain acts performed between May 3, 1960 and January 23, 1961, by Fred W. Amos, Justice of the Peace of Catawba County, with an unfavorable report as to bill, favorable report as to committee substitute bill.

H. B. 44, a bill to validate certain official acts performed by J. V. Stewart, Justice of the Peace of Catawba County, with an unfavorable report as to bill, favorable report as to committee substitute bill.

By Senator Alford, for the Committee on Local Government:

S. B. 65, a bill relating to the town constable in the town of Speed in Edgecombe County, with a favorable report.

S. B. 73, a bill to amend Chapter 368 of the Session Laws of 1957 relating to appropriations by the board of commissioners of Nash County for industrial development and other purposes, with a favorable report.

S. B. 74, a bill to fix the salaries of the members of the board of education of Nash County, with a favorable report.

S. B. 75, a bill to authorize boards of county commissioners to choose a vice-chairman, with a favorable report.

H. B. 4, a bill authorizing the board of county commissioners to govern and regulate the removal and disposal of trash, garbage, etc. so as to include Wayne County, with a favorable report.

H. B. 48, a bill to amend Section 130-72 of the General Statutes of North Carolina regarding the pay of local registrars in Lenoir County, with a favorable report, as amended.

H. B. 74, a bill to authorize the Caldwell County Board of Education to convey certain school property to the State of North Carolina at private sale, with a favorable report.

H. B. 78, a bill to amend the charter of the city of Kinston relating to the compensation of the mayor and the members of the board of aldermen of said city, with a favorable report, as amended.

H. B. 81, a bill to extend the corporate limits of the town of Wingate in Union County, with a favorable report.

H. B. 87, a bill relating to the terms of office of the board of commissioners of Middlesex in Nash County, with a favorable report.

H. B. 94, a bill to amend the charter of the town of Kenly in Johnston County, by repealing the statute requiring the nomination of candidates for municipal officers by primary elections, to establish a filing procedure for municipal elections, and to provide for staggered terms of office of the board of aldermen, with a favorable report.

By Senator Forsyth, for the Committee on Salaries and Fees:

H. B. 26, a bill to amend Chapter 114 of the Session Laws of 1951, being an act to provide for the salaries of the county officials of Duplin County and to provide for certain other purposes pertaining to Duplin County, with a favorable report.

By Senator Hancock, for the Committee on Veterans and Military Affairs:

S. B. 71, a bill to amend Chapter 127 of the General Statutes relating to the composition of the National Guard and relative rank among officers of the same grade in the National Guard, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Currie and Eagles: S. B. 79, a bill to provide that members of the North Carolina State Ports Authority shall serve overlapping terms of six years.

Referred to Committee on State Government.

By Senator Currie: S. B. 80, a bill to vest in the Department of Administration certain controls over the reports and other publications issued by State agencies and institutions.

Referred to Committee on State Government.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 36, a bill to amend the charter of the town of Madison relating to the private sale of real estate.

Referred to Committee on Counties, Cities and Towns.

H. B. 42, a bill amending General Statutes 115-70 relating to the appointment of school committees by the county board of education to increase the number of persons to be appointed from five to nine.

Referred to Committee on Education.

H. B. 57, a bill to make the statute of limitations on judgments rendered by a justice of the peace ten years.

Referred to Committee on Judiciary No. 1.

H. B. 84, a bill to amend General Statutes 160-227.1, 1959 Supplement to the General Statutes, so as to authorize municipalities in Macon County to adopt subdivision ordinances.

Referred to Committee on Counties, Cities and Towns.

H. B. 90, a bill to amend Chapter 505 of the 1959 Session Laws of North Carolina relating to peace officers' emergency fees and payment of secretaries' expenses for the peace officers' relief fund for the county of Chowan.

Referred to Committee on Counties, Cities and Towns.

H. B. 109, a bill to authorize appropriations by the board of commissioners of New Hanover County for industrial development and other purposes.

Referred to Committee on Local Government.

H. B. 115, a bill to validate the application of the city of New Bern for a certain gasoline tax refund which application was inadvertently filed too late.

Referred to Committee on Finance.

H. B. 130, a bill to amend Chapter 311 of the Public-Local Laws of 1941 to allow commissioners of Rutherford County to set compensation in the manner provided by the General Statutes for attorneys employed for the collection of delinquent taxes.

Referred to Committee on Local Government.

H. B. 131, a bill to amend Chapter 70 of the Session Laws of 1959 relating to the compensation of the members of the board of county commissioners of Rutherford County.

Referred to Committee on Local Government.

H. B. 133, a bill relating to the compensation of certain officials in Graham County.

Referred to Committee on Salaries and Fees.

H. B. 134, a bill to amend Chapter 13 of the Session Laws of 1957 and to fix the compensation of the members of the board of commissioners of the city of Wilson.

Referred to Committee on Salaries and Fees.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator King, for the Committee on Counties, Cities and Towns:

H. B. 36, a bill to amend the charter of the town of Madison relating to the private sale of real estate, with a favorable report.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 28, a bill to authorize the governing body of the town of Canton to establish by ordinance a retirement or pension fund for employees.

Passes its second and third readings and is ordered enrolled.

S. B. 35, a bill to amend General Statutes 1-315, relating to property liable to sale under execution so as to enlarge the kinds of property subject to such sale.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 49, a bill adopting replacement volumes 2B and 3A of the General Statutes.

Passes its second and third readings and is ordered enrolled.

H. B. 59, a bill to authorize the referral of motions to the judge regularly holding the courts of an adjoining district, when the judge before whom such motion is made disqualifies himself.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

TWENTY-EIGHTH DAY

SENATE CHAMBER,

Saturday, March 11, 1961.

The Senate meets pursuant to adjournment, and in the absence of the Lieutenant Governor H. Cloyd Philpott and President pro tempore Lunsford Crew, the Principal Clerk calls Senator Jordan to the Chair, who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The Chair extends the courtesies of the lobby to Rev. Alphonso Jordan, House Chaplain.

Upon motion of Senator Scott, the Senate adjourns to meet Monday evening at 8 o'clock.

TWENTY-NINTH DAY

SENATE CHAMBER,
Monday, March 13, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Moore, the courtesies of the lobby are extended to Clyde B. Hatcher of Wake Forest College, and Harold Rice of Lenoir County.

Upon motion of Senator Scott, the courtesies of the lobby are extended to Mr. and Mrs. James Pickard and Mr. and Mrs. Isley of Alamance County.

Upon motion of Senator Currie, the courtesies of the lobby are extended to Mrs. Victor A. Politana of Durham County.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Mrs. Bruce Poole of Wake County and Susan Poole is made an honorary page of the Senate.

Upon motion of Senator White, Bettie Ann Whitehurst of Nash County and Anne Landauer of Lenoir County are made honorary pages of the Senate.

Upon motion of Senator Van Landingham, the courtesies of the lobby are extended to Mr. Thurmond Briggs of Davidson County.

Upon motion of Senator Clark, H. B. 59, a bill to authorize the referral of motions to the judge regularly holding the courts of an adjoining district, when the judge before whom such motion is made disqualifies himself, is recalled from the Enrolling Office for further consideration by the Senate.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 35, a bill to amend General Statutes 1-315, relating to property liable to sale under execution so as to enlarge the kinds of property subject to such sale.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Thomas of Union: S. B. 81, a bill to amend the inheritance tax article of the Revenue Act so as to allow widowers the same exemptions as widows.

Referred to Committee on Finance.

By Senator Eubank: S. B. 82, a bill to provide for staggered terms for commissioners of the town of Burgaw in Pender County.

Referred to Committee on Local Government.

By Senators Whitley, Shelton, Hollowell and Eubank: S. B. 83, a bill to change gasoline tax refunds under General Statutes 105-446 from a calendar year basis to a fiscal year basis and to delete the requirement that applicants file statements with respect to the filing of income tax returns.

Referred to Committee on Agriculture.

By Senators Aydlett and Winslow: S. B. 84, a bill to authorize an allotment to the College of the Albemarle from the 1957 Capital Improvement Appropriation to the Budget Bureau.

Referred to Committee on Appropriations.

By Senator Hoyle: S. B. 85, a bill to regulate the rates of public utilities.

Referred to Committee on Public Utilities.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 3, a bill to amend General Statutes 9-4, as the same appears in the 1959 Cumulative Supplement of Volume 1B of the General Statutes, pertaining to modifications as to drawing jury panels in the various counties, enabling Wayne County to increase the number of scrolls drawn at various terms of court.

Referred to Committee on Judiciary No. 1.

H. B. 38, a bill to amend General Statutes 136-69 relating to the establishment and laying out of cartways by making the Section applicable to public and private cemeteries.

Referred to Committee on Public Roads.

H. B. 47, a bill to amend General Statutes 2-36 relating to fees of the clerk of Superior Court of Robeson County for auditing annual and final accounts of receivers, executors, etc.

Referred to Committee on Local Government.

H. B. 96, a bill to redefine the wards and to provide for the election and terms of office of the board of aldermen of the city of Southport.

Referred to Committee on Counties, Cities and Towns.

H. B. 101, a bill to amend General Statutes 2-141 to increase the maximum lawful speed of vehicles engaged in towing, drawing, or pushing small utility, farm and boat trailers.

Referred to Committee on Public Roads.

H. B. 105, a bill to amend Article 2, Chapter 106 of the General Statutes so as to define, govern and control the manufacture, sale and distribution of substances known as "mulches" and "fortified mulches."

Referred to Committee on Agriculture.

H. B. 118, a bill to amend Chapter 616 of the Session Laws of 1943 relating to powers of the Gastonia Township Airport Commission.

Referred to Committee on Counties, Cities and Towns.

H. B. 124, a bill to amend General Statutes 161-10.1 so as to allow the register of deeds of Lenoir County a fee for issuing certified copies of marriage licenses.

Referred to Committee on Local Government.

H. B. 129, a bill to amend Chapter 212 of the Session Laws of 1959, entitled "An Act to authorize counties of the State to call elections on the question of levying taxes for industrial development purposes," as the same relates to Franklin County.

Referred to Committee on Counties, Cities and Towns.

H. B. 136, a bill relating to elective officials of the town of Claremont in Catawba County.

Referred to Committee on Local Government.

H. B. 137, a bill to make Article 20B of Chapter 153 relating to county zoning and regulation of buildings applicable to Surry County.

Referred to Committee on Counties, Cities and Towns.

H. B. 139, a bill to extend the planning and zoning powers of the town of Zebulon and its governing body to the territory beyond and surrounding the corporate limits of the town of Zebulon for a distance of one mile in all directions.

Referred to Committee on Local Government.

H. B. 140, a bill to provide for an election in the town of Cary upon the question of amending the charter so as to establish the council-manager form of government for the town of Cary in Wake County.

Referred to Committee on Counties, Cities and Towns.

H. B. 150, a bill to repeal Chapter 1140 of the Session Laws of 1959 relating to partisan primary elections in Polk County.

Referred to Committee on Election Laws and Legislative Representation.

H. B. 154, a bill to amend General Statutes 14-107 relating to worthless checks in Pender County.

Referred to Committee on Judiciary No. 2.

H. B. 156, a bill to rewrite Section 2 of Chapter 158 of the Private Laws of 1925 relating to election of mayor of the town of Ayden.

Referred to Committee on Local Government.

S. B. 29, a bill to amend General Statutes 14-72 and General Statutes 14-73 so as to increase the property valuation separating misdemeanor larceny and receiving from felonious larceny and receiving, for concurrence in the House amendment.

Upon motion of Senator Kesler, the Senate concurs in the House amendment and the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 81, a bill to extend the corporate limits of the town of Wingate in Union County, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—46.

S. B. 73, a bill to amend Chapter 368 of the Session Laws of 1957 relating to appropriations by the board of commissioners of Nash County for industrial development and other purposes.

Upon motion of Senator Kesler, action on the bill is postponed until Wednesday, March 15, 1961.

S. B. 74, a bill to fix the salaries of the members of the board of education of Nash County.

Upon motion of Senator Kesler, action on the bill is postponed until Wednesday, March 15, 1961.

S. B. 65, a bill relating to the town constable in the town of Speed in Edgecombe County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 4, a bill authorizing the board of county commissioners to govern and regulate the removal and disposal of trash, garbage, etc., so as to include Wayne County.

Passes its second and third readings and is ordered enrolled.

H. B. 26, a bill to amend Chapter 114 of the Session Laws of 1951, being an Act to provide for the salaries of the county officials of Duplin County, and to provide for certain other purposes pertaining to Duplin County.

Passes its second and third readings and is ordered enrolled.

H. B. 36, a bill to amend the charter of the town of Madison relating to the private sale of real estate.

Passes its second and third readings and is ordered enrolled.

H. B. 43, a bill to validate certain acts performed between May 3, 1960, and January 23, 1961, by Fred W. Amos, Justice of the Peace of Catawba County.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate substitute bill.

H. B. 44, a bill to validate certain official acts performed by J. V. Stewart, Justice of the Peace of Catawba County.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate substitute bill.

H. B. 48, a bill to amend Section 130-72 of the General Statutes of North Carolina, regarding the pay of local registrars in Lenoir County.

Upon motion of Senator White, action on the bill is postponed until Tuesday, March 14, 1961.

H. B. 78, a bill to amend the charter of the city of Kinston, relating to the compensation of the mayor and the members of the board of aldermen of said city.

Upon motion of Senator White, action on the bill is postponed until Tuesday, March 14, 1961.

H. B. 74, a bill to authorize the Caldwell County Board of Education to convey certain school property to the State of North Carolina at private sale.

Passes its second and third readings and is ordered enrolled.

H. B. 87, a bill relating to the terms of office of the board of commissioners of Middlesex in Nash County.

Passes its second and third readings and is ordered enrolled.

H. B. 94, a bill to amend the charter of the town of Kenly in Johnston County by repealing the statute requiring the nomination of candidates for municipal officers by primary elections, to establish a filing procedure for municipal elections, and to provide for staggered terms of office of the board of aldermen.

Passes its second and third readings and is ordered enrolled.

S. B. 69, a bill to authorize an allotment from the Contingency and Emergency Fund to the Roanoke Island Historical Association, Incorporated, for rebuilding "The Lost Colony" Amphitheater on Roanoke Island.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 71, a bill to amend Chapter 127 of the General Statutes relating to the composition of the National Guard and relative rank among officers of the same grade in the National Guard.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 75, a bill to authorize boards of county commissioners to choose a vice-chairman.

Upon motion of Senator Kesler, action on the bill is postponed until Wednesday, March 15, 1961.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 12 M.

THIRTIETH DAY

SENATE CHAMBER,
Tuesday, March 14, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Currie, the courtesies of the galleries are extended to the teachers and the students of the ninth grade of the Brogden Jr. High School of Durham County.

Upon motion of Senator Moore, Victoria Stedman Clement of Robeson County is made an honorary page of the Senate.

Upon motion of Senator Davis, the courtesies of the galleries are extended to the teachers and the students of the Childrens Home of Forsyth County.

Upon motion of Senator Clark, the vote by which H. B. 59, a bill to authorize the referral of motions to the Judge regularly holding the courts of an adjoining district when the Judge before whom such motion is made disqualifies himself, passed its third reading is reconsidered, and the bill is placed upon today's Calendar.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 4, a joint resolution relating to the redistricting of the State for State Senatorial District purposes.

S. B. 14, an act to amend General Statutes 139-40 so as to clarify the authority of a board of county commissioners to fix the maximum amount of a watershed improvement tax.

S. B. 17, an act to authorize the mayor and governing authority of the city of Roanoke Rapids to use certain real estate for a public library.

S. B. 18, an act to authorize the appointment of four special judges.

S. B. 19, an act to require the boards of elections of Henderson County and the city of Hendersonville to order a complete new registration, to institute the more modern loose-leaf system of registration, and to effect other election reforms, all in Henderson County and the city of Hendersonville.

S. B. 57, an act to amend Chapter 533 of the 1947 Session Laws of North Carolina so as to clarify the authority therein given to the city of Laurinburg and the town of Maxton to dispose of their interests in any portion of the Maxton-Laurinburg Airport, whether now owned or hereafter acquired, at private sale, without advertisement, and ratifying and validating any conveyances thereof which they may have previously made.

H. B. 28, an act to authorize the governing body of the town of Canton to establish by ordinance a retirement or pension fund for employees.

H. B. 49, an act adopting replacement Volumes 2B and 3A of the General Statutes.

S. B. 29, an act to amend General Statutes 14-72 and General Statutes 14-73 so as to increase the property valuation separating misdemeanor larceny and receiving from felonious larceny and receiving.

H. B. 4, an act authorizing the board of county commissioners to govern and regulate the removal and disposal of trash, garbage, et cetera, so as to include Wayne County.

H. B. 26, an act to amend Chapter 114 of the Session Laws of 1951, being an Act to provide for the salaries of the county officials of Duplin County and to provide for certain other purposes pertaining to Duplin County.

H. B. 36, an act to amend the charter of the town of Madison, relating to the private sale of real estate.

H. B. 74, an act to authorize the Caldwell County Board of Education to convey certain school property to the State of North Carolina at private sale.

H. B. 87, an act relating to the terms of office of the board of commissioners of Middlesex in Nash County.

H. B. 94, an act to amend the charter of the town of Kenly in Johnston County, by repealing the Statute requiring the nomination of candidates for municipal officers by primary elections, to establish a filing procedure for municipal elections, and to provide for staggered terms of office of the board of aldermen.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Bell, for the Committee on Judiciary No. 1:

S. B. 39, a bill to remove the exemption of women and Sunday arrest from General Statutes 1-410, relating to arrest and bail, with a favorable report.

S. B. 40, a bill to amend and correct General Statutes 29-12, relating to escheats of estates of illegitimate persons dying intestate, with a favorable report.

S. B. 41, a bill to amend Article 1 of Chapter 45 of the General Statutes so as to establish the right of installment buyers under conditional sales and purchase money chattel mortgages to possession before default, with a favorable report.

By Senator Clark, for the Committee on Judiciary No. 2:

S. B. 30, a bill to amend General Statutes 14-72 so as to exclude larceny by trick from the class of crimes which are punishable as misdemeanors, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Morgan and Thomas of Union: S. B. 86, a bill to amend Chapter 105 of the General Statutes by inserting a new Article therein imposing a tax on cigars, cigarettes and smoking tobacco and by inserting therein another new Article imposing a tax on soft drinks.

Referred to Committee on Finance.

By Senator Clayton: S. B. 87, a bill to repeal Chapter 78 of the Session Laws of 1959, relating to the selection of members of the Jackson County Board of Education.

Referred to Committee on Education.

By Senator Clark: S. B. 88, a bill to amend and clarify the provisions of Chapter 158 of the General Statutes, relating to the levying of taxes for local development.

Referred to Committee on Finance.

By Senator Moore: S. B. 89, a bill to amend the Motor Vehicle Laws to provide for the distribution of license plates by the Department of Motor Vehicles rather than on a contractual basis and to provide for the charging of fees by the Department of Motor Vehicles for acknowledgment of signatures.

Referred to Committee on Public Roads.

By Senator Burrow: S. B. 90, a bill to amend Chapter 885 of the Session Laws of 1959, relating to the compensation of certain officials and employees of Randolph County.

Referred to Committee on Salaries and Fees.

By Senator Currie: S. B. 91, a bill to amend Article II and III of the Constitution of North Carolina with respect to succession to elective State Executive Offices, the appointment of acting officers in certain instances, and the determination of the incapacity of elected State Executive Officers to perform the duties of their offices.

Referred to Committee on State Government.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 50, a joint resolution providing for the appointment of a commission for the purpose of making a study of the manner in which members of the boards of education of county and city administrative school units are selected and to make its report and recommendations to the 1963 Session of the General Assembly.

Referred to Committee on Education.

H. B. 85, a bill to change the style of the name of the town of Mount Holly in Gaston County to the City of Mount Holly and to provide a consolidated and revised charter therefor.

Referred to Committee on Local Government.

H. B. 121, a bill to change the style of the name of the town of Graham in Alamance County to the city of Graham and to provide a consolidated and revised charter therefor.

Referred to Committee on Counties, Cities and Towns.

H. B. 145, a bill amending a portion of Section 1 of Chapter 34 of the 1953 Session Laws of North Carolina to provide change in ward boundary lines of the wards of the city of Gastonia.

Referred to Committee on Counties, Cities and Towns.

H. B. 157, a bill to authorize an allotment from the contingency and emergency fund to the Roanoke Island Historical Association Incorporated, for rebuilding "The Lost Colony" amphitheater on Roanoke Island.

Referred to Committee on Appropriations.

H. B. 179, a bill to repeal Chapter 493 of the Session Laws of 1953, relating to the terms of office of members of the board of education of Washington County.

Referred to Committee on Education.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 81, a bill to extend the corporate limits of the town of Wingate in Union County, upon third reading.

The bill passes its third reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—48.

The bill is ordered enrolled.

H. B. 48, a bill to amend Section 130-72 of the General Statutes of North Carolina regarding the pay of local registrars in Lenoir County.

Upon motion of Senator White, action on the bill is postponed until he again calls it up.

H. B. 78, a bill to amend the charter of the city of Kinston, relating to the compensation of the mayor and the members of the board of aldermen of said city.

Upon motion of Senator White, action on the bill is postponed until he again calls it up.

H. B. 59, a bill to authorize the referral of motions to the judge regularly holding the courts of an adjoining district, when the judge before whom such motion is made disqualifies himself.

Senator Clark offers an amendment, which is adopted.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 12 M.

THIRTY-FIRST DAY

SENATE CHAMBER,
Wednesday, March 15, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Humber, the courtesies of the lobby are extended to Dr. James W. Butler of Eastern Carolina College of Pitt County.

Upon motion of Senator Rutledge, the courtesies of the lobby are extended to C. A. Furr, Ned Robnet and Ray Cowan of Cabarrus County.

Upon motion of Senator Bell, the courtesies of the lobby are extended to Mrs. Henry Cromartie, Mrs. Al Moneyhan, Mrs. Nick Gardea and Mrs. Robert B. Street of Mecklenburg County.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 69, an act to authorize an allotment from the Contingency and Emergency Fund to the Roanoke Island Historical Association, Incorporated, for rebuilding "The Lost Colony" amphitheater on Roanoke Island.

H. B. 43, an act to validate certain acts performed between May 3, 1960, and January 23, 1961, by Fred W. Amos, Justice of the Peace of Catawba County.

H. B. 44, an act to validate certain official acts performed by J. V. Stewart, Justice of the Peace of Catawba County.

H. B. 81, an act to extend the corporate limits of the town of Wingate in Union County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Rutledge, for the Committee on Public Welfare:

S. B. 12, a bill to amend certain Sections of the General Statutes to provide for the disbursement of the annual appropriation for aid to the medically indigent by the State Board of Public Welfare rather than by the North Carolina Medical Care Commission, with an unfavorable report as to bill, favorable report as to committee substitute bill.

By Senator White, for the Committee on Finance:

S. B. 81, a bill to amend the inheritance tax Article of the Revenue Act so as to allow widowers the same exemptions as widows, with a favorable report.

H. B. 115, a bill to validate the application of the city of New Bern for a certain gasoline tax refund which application was inadvertently filed too late, with a favorable report.

By Senator Stikeleather, for the Committee on Appropriations:

S. B. 84, a bill to authorize an allotment to the College of the Albemarle from the 1957 Capital Improvement Appropriation to the Budget Bureau, with a favorable report.

By Senator King, for the Committee on Counties, Cities and Towns: S. B. 77, a bill relating to elections in the town of Pembroke in Robeson County, with a favorable report.

H. B. 84, a bill to amend General Statutes 160-227.1, 1959 Supplement to the General Statutes, so as to authorize municipalities in Macon County to adopt subdivision ordinances, with a favorable report.

H. B. 90, a bill to amend Chapter 505 of the 1959 Session Laws of North Carolina relating to Peace Officers' Emergency Fees and payment of secretaries' expenses for the Peace Officers' Relief Fund for the county of Chowan, with a favorable report.

H. B. 96, a bill to redefine the wards and to provide for the election and terms of office of the board of aldermen of the city of Southport, with a favorable report.

H. B. 118, a bill to amend Chapter 616 of the Session Laws of 1943 relating to powers of the Gastonia Township Airport Commission, with a favorable report.

H. B. 119, a bill to repeal Chapter 590, Session Laws of 1957, which Chapter regulates the operation of motor boats and other craft on the waters of the northeast Cape Fear River in Pender County, and to repeal Chapter 771, Session Laws of 1959, relating to the operation of motor boats and other craft on certain waters in Pender County, with a favorable report.

H. B. 121, a bill to change the style of the name of the town of Graham in Alamance County to the city of Graham and to provide a consolidated and revised charter therefor, with a favorable report.

H. B. 129, a bill to amend Chapter 212 of the Session Laws of 1959, entitled "An Act to authorize counties of the State to call elections on the question of levying taxes for industrial development purposes," as the same relates to Franklin County, with a favorable report.

H. B. 137, a bill to make Article 20B of Chapter 153 relating to county zoning and regulation of buildings applicable to Surry County, with a favorable report.

H. B. 140, a bill to provide for an election in the town of Cary upon the question of amending the charter so as to establish the council-manager form of government for the town of Cary in Wake County, with a favorable report.

H. B. 145, a bill amending a portion of Section 1 of Chapter 34 of the 1953 Session Laws of North Carolina to provide change in Ward boundary lines of the wards of the city of Gastonia, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Moore: S. B. 92, a bill to amend the Motor Vehicle Safety and Financial Responsibility Act of 1953 so that commencement of a proceeding thereunder shall not automatically suspend the order or act of the Commissioner of Motor Vehicles.

Referred to Committee on Judiciary No. 1.

By Senator Moore: S. B. 93, a bill to amend General Statutes 20-16 to permit suspension of drivers' licenses for two offenses of speeding committed within twelve months.

Referred to Committee on Public Roads.

By Senator Moore: S. B. 94, a bill to amend General Statutes 20-16.1 to require suspension of drivers' licenses for speeding in excess of fifteen miles per hour over any stated or posted speed limit.

Referred to Committee on Public Roads.

By Senator Moore: S. B. 95, a bill to amend General Statutes 20-26 so as to fix the fees for furnishing of driver's license records other than for official use and to provide for the disposition of such fees.

Referred to Committee on Public Roads.

By Senator Moore: S. B. 96, a bill to make unlawful the operation of a motor vehicle under the influence of any drug.

Referred to Committee on Public Roads.

By Senator Moore: S. B. 97, a bill to amend Chapter 20 of the General Statutes of North Carolina to provide for scientific tests for intoxication in criminal cases involving drunken driving.

Referred to Committee on Public Roads.

By Senator Moore: S. B. 98, a bill to provide for annual inspection of motor vehicles.

Referred to Committee on Public Roads.

By Senator Davis: S. B. 99, a bill to reorganize the Board of Conservation and Development.

Referred to Committee on State Government.

By Senator Davis: S. B. 100, a bill to provide for the consolidation of the Winston-Salem City Board of Education and the Forsyth County Board of Education.

Referred to Committee on Education.

By Senator Crew: S. B. 101, a bill to place Halifax County under the general law relating to penalties and discounts for non-payment and payment of taxes.

Referred to Committee on Counties, Cities and Towns.

By Senator Crew: S. B. 102, a bill to authorize the board of county commissioners of Halifax County to levy taxes for the payment of salaries and office expenses for the county accountant, farm and home demonstration agents and county veteran service officer.

Referred to Committee on Counties, Cities and Towns.

By Senator Crew: S. B. 103, a bill to authorize the Halifax County Board of Education to convey certain property to the Halifax County Board of Commissioners.

Referred to Committee on Counties, Cities and Towns.

By Senator Rutledge: S. R. 104, a joint resolution of respect to and honoring the memory of Luther Thompson Hartsell, Sr., former State Senator and member of the House of Representatives from Cabarrus County.

Upon motion of Senator Rutledge, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senators Burrow, Thomas of Union, Van Landingham and Humber: S. R. 105, a joint resolution congratulating the Wake Forest College basketball team on its victory over St. John's.

Upon motion of Senator Burrow, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1, a bill to apportion the members of the House of Representatives among the several counties of the State.

Referred to Committee on Election Laws and Legislative Representation.

H. B. 86, a bill to revise and reorganize the charter of the town of Chapel Hill.

Referred to Committee on Local Government.

H. B. 102, a bill authorizing the board of county commissioners of Pasquotank County to convey Albemarle Hospital property to the College of the Albemarle.

Referred to Committee on Counties, Cities and Towns.

H. R. 193, a joint resolution honoring the life and memory of Cornelius Thomas, former member of the General Assembly.

The resolution is placed upon the Calendar.

H. R. 201, a joint resolution of respect to and honoring the memory of Luther Thompson Hartsell, Sr., former State Senator and member of the House of Representatives from Cabarrus County.

Upon motion of Senator Rutledge, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 73, a bill to amend Chapter 368 of the Session Laws of 1957, relating to appropriations by the board of commissioners of Nash County for industrial development and other purposes.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 74, a bill to fix the salaries of the members of the board of education of Nash County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 30, a bill to amend General Statutes 14-72 so as to exclude larceny by trick from the class of crimes which are punishable as misdemeanors.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 39, a bill to remove the exemption of women and Sunday arrest from General Statutes 1-410 relating to arrest and bail.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 40, a bill to amend and correct General Statutes 29-12 relating to escheats of estates of illegitimate persons dying intestate.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 41, a bill to amend Article I of Chapter 45 of the General Statutes so as to establish the right of installment buyers under conditional sales and purchase money chattel mortgages to possession before default.

The bill passes its second reading.

Upon objection of Senator Forsyth to its third reading, the bill remains upon the Calendar.

S. B. 75, a bill to authorize boards of county commissioners to choose a vice-chairman.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Rutledge, the Senate adjourns in honor of the memory of Luther Thompson Hartsell, Sr., former State Senator and Member of the House of Representatives from Cabarrus County, to meet tomorrow morning at 12 M.

THIRTY-SECOND DAY

SENATE CHAMBER,

Thursday, March 16, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Cook, the courtesies of the floor are extended to former Senators Zeno Edwards of Caldwell County and Dr. Paul Jones of Pitt County.

Upon motion of Senator Bell, the courtesies of the lobby are extended to Mr. Bill Church, Clerk of the Superior Court of Forsyth County.

Upon motion of Senator White, the courtesies of the lobby are extended to Billy Evans, of State College, Raleigh, N. C.

Upon motion of Senator Shelton, the courtesies of the lobby are extended to Bob Knight of Edgecombe County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Fuquay Springs School of Wake County.

Upon motion of Senator Johnston, the courtesies of the galleries are extended to the teachers and the students of the Statesville High School of Iredell County.

Upon motion of Senator Rutledge, S. B. 72, a bill amending General Statutes 48-2(3) relating to the definition of abandonment for adoption purposes, is taken from the Committee on Judiciary No. 1 and re-referred to the Committee on Public Welfare.

Upon motion of Senator Eagles, S. B. 99, a bill to rearrange the Board of Conservation and Development, is taken from the Committee on State Government and re-referred to the Committee on Conservation and Development.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 201, a joint resolution of respect to and honoring the memory of Luther Thompson Hartsell, Sr., former State Senator and member of the House of Representatives from Cabarrus County.

S. R. 105, a joint resolution congratulating the Wake Forest College basketball team on its victory over St. John's.

H. B. 59, an act to authorize the referral of motions to the judge regularly holding the courts of an adjoining district, when the judge before whom such motion is made disqualifies himself.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Shelton, for the Committee on Agriculture:

H. B. 105, a bill to amend Article 2, Chapter 106 of the General Statutes so as to define, govern and control the manufacture, sale and distribution of substances known as "mulches" and "fortified mulches", with a favorable report.

By Senator Scott, for the Committee on Education:

S. B. 87, a bill to repeal Chapter 78 of the Session Laws of 1959 relating to the selection of members of the Jackson County Board of Education, with a favorable report.

S. B. 100, a bill to provide for the consolidation of the Winston-Salem City Board of Education and the Forsyth County Board of Education, with a favorable report.

H. R. 50, a joint resolution providing for the appointment of a commission for the purpose of making a study of the manner in which members of the boards of education of county and city administrative school units are selected and to make its report and recommendations to the 1963 Session of the General Assembly, with a favorable report.

H. B. 97, a bill to amend Section 2 of Article 7 of Chapter 1372 of the 1955 Session Laws, the same being General Statutes 115-70, to provide that in Edgecombe County district school committees may consist of not less than three nor more than seven persons, with a favorable report.

H. B. 179, a bill to repeal Chapter 493 of the Session Laws of 1953 relating to the terms of office of members of the board of education of Washington County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Crew: S. B. 106, a bill to establish the U. S. S. North Carolina Battleship Commission, to define the duties and responsibilities of the said Commission and to implement the establishment of the Battleship U. S. S. North Carolina as a memorial and exhibit.

Referred to Committee on Conservation and Development.

By Senator Clark: S. B. 107, a bill to provide an election for establishment of the Kelly Dike District in Frenches Creek Township, Bladen County, and for the levy and collection of an ad valorem tax for repair, construction and maintenance of a dike in said district for flood control.

Referred to Committee on Finance.

By Senator Jordan: S. B. 108, a bill to amend and clarify General Statutes 20-88(e) relative to the gross receipts tax on non-resident common carriers of property.

Referred to Committee on Public Roads.

By Senator Jordan: S. B. 109, a bill to authorize and empower the chief of police of the town of Fuquay Springs to accept affidavits and bonds.

Referred to Committee on Counties, Cities and Towns.

By Senator Whitmire: S. B. 110, a bill to fix the salaries of officials and employees of Henderson County for the two year period beginning July 1, 1961.

Referred to Committee on Salaries and Fees.

By Senators Whitmire and Bell: S. B. 111, a bill to provide for the humane slaughter of livestock.

Referred to Committee on Conservation and Development.

By Senator Thomas of Union: S. B. 112, a bill to prohibit the distribution or transportation of gasoline or other explosive volatile liquids in a glass container.

Referred to Committee on Judiciary No. 2.

By Senator Thomas of Union: S. B. 113, a bill to authorize the board of county commissioners of Stanley County to make appropriations for industrial development purposes and to create and fix the powers of an industrial development commission for Stanley County.

Referred to Committee on Counties, Cities and Towns.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 73, a bill to clarify General Statutes 15-167 relating to extending a term of court otherwise expiring in the course of a trial.

Referred to Committee on Courts and Judicial Districts.

H. B. 189, a bill to validate the official acts of Luther D. Moore, a justice of the peace in Greenville Township, Pitt County.

Referred to Committee on Judiciary No. 1.

H. B. 213, a bill to amend Chapter 960 of the 1955 Session Laws applying to the Kings Mountain School Board.

Upon motion of Senator Clark, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

S. B. 13, a bill to amend certain Sections of the General Statutes to provide for the licensing of nursing homes by the State Board of Health rather than by the North Carolina Medical Care Commission and the State Board of Public Welfare, for concurrence in the House amendment.

Upon motion of Senator Cook, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 238, a bill relating to municipal elections in the town of Murfreesboro in Hertford County.

Upon motion of Senator Aydlett, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 77, a bill relating to elections in the town of Pembroke in Robeson County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 84, a bill to amend General Statutes 160-227.1, 1959 Supplement to the General Statutes, so as to authorize municipalities in Macon County to adopt subdivision ordinances.

Passes its second and third readings and is ordered enrolled.

H. B. 90, a bill to amend Chapter 505 of the 1959 Session Laws of North Carolina relating to peace officers' emergency fees and payments of secretaries' expenses for the Peace Officers' Relief Fund for the county of Chowan.

Passes its second and third readings and is ordered enrolled.

H. B. 96, a bill to redefine the wards and to provide for the election and terms of office of the board of aldermen of the city of Southport.

Passes its second and third readings and is ordered enrolled.

H. B. 115, a bill to validate the application of the city of New Bern for a certain gasoline tax refund which application was inadvertently filed too late.

Passes its second and third readings and is ordered enrolled.

H. B. 118, a bill to amend Chapter 616 of the Session Laws of 1943 relating to powers of the Gastonia Township Airport Commission.

Passes its second and third readings and is ordered enrolled.

H. B. 119, a bill to repeal Chapter 590, Session Laws of 1957, which Chapter regulates the operation of motor boats and other craft on the waters of the northeast Cape Fear River in Pender County, and to repeal Chapter 771, Session Laws of 1959, relating to the operation of motor boats and other craft on certain waters in Pender County.

Passes its second and third readings and is ordered enrolled.

H. B. 121, a bill to change the style of the name of the town of Graham in Alamance County to the city of Graham and to provide a consolidated and revised charter therefor.

Passes its second and third readings and is ordered enrolled.

H. B. 129, a bill to amend Chapter 212 of the Session Laws of 1959 entitled "an act to authorize counties of the State to call elections on the question of levying taxes for industrial development purposes," as the same relates to Franklin County.

Passes its second and third readings and is ordered enrolled.

H. B. 137, a bill to make Article 20B of Chapter 153 relating to county zoning and regulation of buildings applicable to Surry County.

Passes its second and third readings and is ordered enrolled.

H. B. 140, a bill to provide for an election in the town of Cary upon the question of amending the charter so as to establish the council-manager form of government for the town of Cary in Wake County.

Passes its second and third readings and is ordered enrolled.

H. B. 145, a bill amending a portion of Section 1 of Chapter 34 of the 1953 Session Laws of North Carolina to provide change in ward boundary lines of the wards of the city of Gastonia.

Passes its second and third readings and is ordered enrolled.

S. B. 41, a bill to amend Article 1 of Chapter 45 of the General Statutes so as to establish the right of installment buyers under conditional sales and purchase money chattel mortgages to possession before default.

Upon motion of Senator Bell, the bill is re-referred to the Committee on Judiciary No. 1.

S. B. 12, a bill to amend certain Sections of the General Statutes to provide for the disbursement of the annual appropriation for aid to the medically indigent by the State Board of Public Welfare rather than by the North Carolina Medical Care Commission.

Upon motion of Senator Rutledge, the bill is re-referred to the Committee on Public Welfare.

S. B. 81, a bill to amend the inheritance tax Article of the Revenue Act so as to allow widowers the same exemptions as widows.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 84, a bill to authorize an allotment to the College of the Albemarle from the 1957 Capital Improvement Appropriation to the Budget Bureau.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. R. 193, a joint resolution honoring the life and memory of Cornelius Thomas, former member of the General Assembly.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow morning at 10 o'clock.

THIRTY-THIRD DAY

SENATE CHAMBER,
Friday, March 17, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Thomas of Union, the courtesies of the galleries are extended to the teachers and the students of the Albemarle Junior High School of Stanly County.

Upon motion of Senator Davis, the courtesies of the galleries are extended to six honor pupils of the James A. Gray School of Forsyth County.

Upon motion of Senator Whitmire, the courtesies of the lobby are extended to J. O. Wells of Transylvania County.

Upon motion of Senator Shelton, Mattie Ashburn Simmons and Cynthia Brown Simmons, daughters of the Reading Clerk of Edgecombe County are made honorary pages of the Senate.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 193, a joint resolution honoring the life and memory of Cornelius Thomas, former member of the General Assembly.

S. B. 13, an act to amend certain Sections of the General Statutes to provide for the licensing of nursing homes by the State Board of Health rather than by the North Carolina Medical Care Commission and the State Board of Public Welfare.

S. B. 36, an act to repeal General Statutes 39-3, relating to conveyances to slaves.

S. B. 65, an act relating to the town constable in the town of Speed in Edgecombe County.

H. B. 84, an act to amend General Statutes 160-227.1, 1959 Supplement to the General Statutes, so as to authorize municipalities in Macon County to adopt subdivision ordinances.

H. B. 90, an act to amend Chapter 505 of the 1959 Session Laws of North Carolina, relating to peace officers' emergency fees and payment of the secretary's expenses for the peace officers' relief fund for the County of Chowan.

H. B. 96, an act to redefine the wards and to provide for the election and terms of office of the board of aldermen of the city of Southport.

H. B. 115, an act to validate the application of the city of New Bern for a certain gasoline tax refund which application was inadvertently filed too late.

H. B. 118, an act to amend Chapter 616 of the Session Laws of 1943, relating to powers of the Gastonia Township Airport Commission.

H. B. 119, an act to repeal Chapter 590, Session Laws of 1957, which Chapter regulates the operation of motor boats and other craft on the waters of the Northeast Cape Fear River in Pender County, and to repeal Chapter 771, Session Laws of 1959, relating to the operation of motor boats and other craft on certain waters in Pender County.

H. B. 129, an act to amend Chapter 212 of the Session Laws of 1959, entitled "An Act to authorize counties of the State to call elections on the question of levying taxes for industrial development purposes", as the same relates to Franklin County.

H. B. 137, an act to make Article 20B of Chapter 153 relating to county zoning and regulation of buildings applicable to Surry County.

H. B. 140, an act to provide for an election in the town of Cary upon the question of amending the charter so as to establish the council-manager form of government for the town of Cary in Wake County.

H. B. 213, an act to amend Chapter 960 of the 1955 Session Laws applying to the Kings Mountain School Board.

H. B. 238, an act relating to municipal elections in the town of Murfreesboro in Hertford County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Alford, for the Committee on Local Government:

S. B. 82, a bill to provide for staggered terms for commissioners of the town of Burgaw in Pender County, with a favorable report.

H. B. 47, a bill to amend General Statutes 2-36, relating to fees of the clerk of Superior Court of Robeson County for auditing annual and final accounts of receivers, executors, etc., with a favorable report.

H. B. 85, a bill to change the style of the name of the town of Mount Holly in Gaston County to the city of Mount Holly and to provide a consolidated and revised charter therefor, with a favorable report.

H. B. 86, a bill to revise and reorganize the charter of the town of Chapel Hill, with a favorable report.

H. B. 109, a bill to authorize appropriations by the board of commissioners of New Hanover County for industrial development and other purposes, with a favorable report.

H. B. 136, a bill relating to elective officials of the town of Claremont in Catawba County, with a favorable report.

H. B. 139, a bill to extend the planning and zoning powers of the town of Zebulon and its governing body to the territory beyond and surrounding the corporate limits of the town of Zebulon for a distance of one mile in all directions, with a favorable report.

H. B. 156, a bill to rewrite Section 2 of Chapter 158 of the Private Laws of 1925, relating to election of mayor of the town of Ayden, with a favorable report.

By Senator Forsyth, for the Committee on Salaries and Fees:

S. B. 90, a bill to amend Chapter 885 of the Session Laws of 1959, relating to the compensation of certain officials and employees of Randolph County, with a favorable report.

H. B. 133, a bill relating to the compensation of certain officials in Graham County, with a favorable report.

H. B. 134, a bill to amend Chapter 13 of the Session Laws of 1957 and to fix the compensation of the members of the board of commissioners of the city of Wilson, with a favorable report.

By Senator Moore, for the Committee on Public Roads:

H. B. 38, a bill to amend General Statutes 136-69, relating to the establishment and laying out of cartways by making the Section applicable to public and private cemeteries, with a favorable report.

H. B. 101, a bill to amend General Statutes 20-141 to increase the maximum lawful speed of vehicles engaged in towing, drawing or pushing small utility, farm and boat trailers, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Humphrey and Davis: S. B. 114, a bill to make uniform the law with reference to trust receipts and pledges of personal property unaccompanied by possession in the pledges.

Referred to Committee on Judiciary No. 1.

By Senator Humphrey: S. B. 115, a bill to amend Chapter 400 of the Private Laws of North Carolina, Session of 1913, containing the legislative charter of the Moses H. Cone Memorial Hospital.

Referred to Committee on Local Government.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 98, a bill to repeal certain laws regulating migratory waterfowl shooting hours in Hyde County.

Referred to Committee on Wildlife.

H. B. 99, a bill to extend the territorial jurisdiction of the city police department of the town of Black Mountain in Buncombe County.

Referred to Committee on Local Government.

H. B. 132, a bill to repeal Chapter 124, Session Laws of 1947, relating to jurors' fees.

Referred to Committee on Salaries and Fees.

H. B. 151, a bill authorizing the board of commissioners of Pender County to fix the fees to be charged by the clerk of Superior Court of said county.

Referred to Committee on Salaries and Fees.

H. B. 152, a bill authorizing the board of commissioners of Pender County to fix the fees to be charged by the sheriff of said county.

Referred to Committee on Salaries and Fees.

H. B. 153, a bill authorizing the board of commissioners of Pender County to fix the fees to be charged by the register of deeds of said county.

Referred to Committee on Salaries and Fees.

H. B. 155, a bill to fix the compensation of the chairman and members of the board of county commissioners of Johnston County.

Referred to Committee on Salaries and Fees.

H. B. 161, a bill to amend Chapter 156 of the Private Laws of 1929, as amended by Chapter 35 of the Private Laws of 1931, relating to the regulation of boxing and wrestling exhibitions in Buncombe County.

Referred to Committee on Judiciary No. 1.

H. B. 163, a bill to amend Chapter 1006 of the 1959 Session Laws, relating to zoning ordinances to exclude the county of Vance.

Referred to Committee on Counties, Cities and Towns.

H. B. 164, a bill to amend Chapter 1204 of the 1959 Session Laws, relating to zoning authorization of municipalities so as to make the same apply to Vance County.

Referred to Committee on Counties, Cities and Towns.

H. B. 165, a bill relating to the election and term of office of the mayor and members of the board of aldermen of the city of Henderson.

Referred to Committee on Counties, Cities and Towns.

H. B. 167, a bill to clarify the workmen's compensation status of county agricultural extension service employees.

Referred to Committee on Insurance.

H. B. 184, a bill relating to the fees of the register of deeds in Hertford County.

Referred to Committee on Salaries and Fees.

H. B. 187, a bill to authorize an allotment to the College of the Albemarle from the 1957 Capital Improvement Appropriation to the Budget Bureau.

Referred to Committee on Appropriations.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 100, a bill to provide for the consolidation of the Winston-Salem City Board of Education and the Forsyth County Board of Education, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, Midgett, Moore, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

S. B. 87, a bill to repeal Chapter 78 of the Session Laws of 1959, relating to the selection of members of the Jackson County Board of Education.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 97, a bill to amend Section 2 of Article 7 of Chapter 1372 of the 1955 Session Laws, the same being General Statutes 115-70, to provide that in Edgecombe County District School Committees may consist of not less than three nor more than seven persons.

Passes its second and third readings and is ordered enrolled.

H. B. 179, a bill to repeal Chapter 493 of the Session Laws of 1953, relating to the terms of office of members of the board of education of Washington County.

Passes its second and third readings and is ordered enrolled.

H. R. 50, a joint resolution providing for the appointment of a commission for the purpose of making a study of the manner in which members of the boards of education of county and city administrative school units are selected and to make its report and recommendations to the 1963 Session of the General Assembly.

Upon motion of Senator Stone, action on the resolution is postponed until Tuesday, March 21, 1961.

H. B. 105, a bill to amend Article 2, Chapter 106, of the General Statutes so as to define, govern and control the manufacture, sale and distribution of substances known as "mulches" and "fortified mulches."

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local Bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

THIRTY-FOURTH DAY

SENATE CHAMBER,
Saturday, March 18, 1961.

The Senate meets pursuant to adjournment, and in the absence of the Lieutenant Governor H. Cloyd Philpott and President pro tempore Lunsford Crew, the Principal Clerk S. Ray Byerly calls Senator Clayton to the Chair, who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 188, a bill to revise, reorganize and rewrite the charter of the city of Kinston.

Upon motion of Senator White, the bill is placed upon the Calendar.

Upon motion of Senator Crew, the Senate adjourns to meet Monday evening at 8 o'clock.

THIRTY-FIFTH DAY

SENATE CHAMBER,

Monday, March 20, 1961.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore Lunsford Crew.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Moore, John Branch Stedman, Jr., of Robeson County, is made an honorary page of the Senate.

Upon motion of Senator Scott, Kay Ramsey of Alamance County is made an honorary page of the Senate.

Upon motion of Senator Hancock, Debra Williams, daughter of Mr. and Mrs. Don Williams of Wake County, is made an honorary page of the Senate.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Mrs. Luther Hamilton, wife of Senator Hamilton, of Carteret County, Girl Scout Troop No. 13 of Wake County, Mrs. Mozell Howell and Mrs. Robert Howell, both of Wake County.

Upon motion of Senator Kesler, the courtesies of the lobby are extended to Mrs. Tom White, wife of Senator White of Lenoir County, and former Representative Charles B. Aycock of Lenoir County.

Upon motion of Senator Currie, the courtesies of the lobby are extended to Sigmon Myer of Durham County.

Upon motion of Senator Moore, Ginny Lea Parker of Wake County is made an honorary page of the Senate.

Upon motion of Senator Jordan, Raymond B. Streb of Wake County is made an honorary page of the Senate.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Stone: S. B. 116, a bill for the relief of J. Gordon Webster of Rockingham County for damage to his automobile incurred in an accident with a State Highway and Public Works Commission truck.

Referred to Committee on Appropriations.

By Senator Jordan: S. B. 117, a bill to repeal Chapter 294, Session Laws of 1953, which Chapter amended Section 5, Chapter 316, Private Laws of 1903, relating to election of municipal officers in the town of

Wendell; to prescribe election procedure for municipal officers, and to eliminate primary elections for municipal officers in the town of Wendell.

Referred to Committee on Counties, Cities and Towns.

By Senator Jordan: S. B. 118, a bill authorizing the Governor and Council of State to furnish Replacement Volumes 2B, 3A, 4B, and 4C of the General Statutes of North Carolina to the Justices of the Supreme Court, the Supreme Court Library and other State officials and agencies.

Referred to Committee on Appropriations.

By Senator Moore: S. B. 119, a bill relating to the nomination and election of the mayor and commissioners of the city of Lumberton.

Upon motion of Senator Moore, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 159, a bill to amend General Statutes 153-5 to increase the members of the board of county commissioners of Wilkes County.

Referred to Committee on Counties, Cities and Towns.

H. B. 162, a bill appointing members of the Madison County Board of Education and fixing their terms of office.

Referred to Committee on Education.

H. B. 166, a bill to revise the Burlington City Charter.

Referred to Committee on Counties, Cities and Towns.

H. B. 174, a bill to authorize the school board of the Franklinton City Schools in Franklin County to transfer surplus from capital outlay funds to current expense fund for fiscal 1959-1960.

Referred to Committee on Education.

H. B. 176, a bill to authorize policemen and other law enforcement officers of the town of Murfreesboro to make arrests and serve criminal process at any place in Hertford County within a radius of two miles distance from the corporate limits of said town.

Referred to Committee on Judiciary No. 1.

H. B. 180, a bill to authorize the qualified voters of the city of Sanford to determine whether or not wine and beer may be legally sold and alcoholic beverage control stores operated in said city.

Referred to Committee on Propositions and Grievances.

H. B. 190, a bill to fix the terms of office of the mayor and commissioners of the town of Nashville in Nash County.

Referred to Committee on Counties, Cities and Towns.

H. B. 191, a bill to repeal Chapter 819, Session Laws of 1947, relating to primary elections in the town of Nashville in Nash County and to prescribe in lieu thereof a filing procedure.

Referred to Committee on Counties, Cities and Towns.

H. B. 192, a bill to amend Section 153-48.5 of the General Statutes relating to county officials and employees so as to include Transylvania County.

Referred to Committee on Counties, Cities and Towns.

H. B. 196, a bill to provide for the nomination of members of the board of education of Person County by districts in a non-partisan election.

Referred to Committee on Education.

H. B. 203, a bill relating to elections of officers of the town of Brookford in Catawba County.

Referred to Committee on Counties, Cities and Towns.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 100, a bill to provide for the consolidation of the Winston-Salem City Board of Education and the Forsyth County Board of Education, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—44.

The bill is ordered sent to the House of Representatives.

H. B. 85, a bill to change the style of the name of the Town of Mount Holly in Gaston County to the City of Mount Holly and to provide a consolidated and revised charter therefor, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—44.

H. B. 86, a bill to revise and reorganize the charter of the town of Chapel Hill, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—44.

H. B. 188, a bill to revise, reorganize and rewrite the charter of the city of Kinston, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—44.

S. B. 82, a bill to provide for staggered terms for commissioners of the town of Burgaw in Pender County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 90, a bill to amend Chapter 885 of the Session Laws of 1959 relating to the compensation of certain officials and employees of Randolph County.

Upon motion of Senator Burrow, the bill is re-referred to the Committee on Salaries and Fees.

H. B. 47, a bill to amend General Statutes 2-36, relating to fees of the clerk of Superior Court of Robeson County for auditing annual and final accounts of receivers, executors, etc.

Passes its second and third readings and is ordered enrolled.

H. B. 109, a bill to authorize appropriations by the board of commissioners of New Hanover County for industrial development and other purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 133, a bill relating to the compensation of certain officials in Graham County.

Passes its second and third readings and is ordered enrolled.

H. B. 134, a bill to amend Chapter 13 of the Session Laws of 1957 and to fix the compensation of the members of the board of commissioners of the city of Wilson.

Passes its second and third readings and is ordered enrolled.

H. B. 136, a bill relating to elective officials of the town of Claremont in Catawba County.

Passes its second and third readings and is ordered enrolled.

H. B. 139, a bill to extend the planning and zoning powers of the town of Zebulon and its governing body to the territory beyond and surrounding the corporate limits of the town of Zebulon for a distance of one mile in all directions.

Passes its second and third readings and is ordered enrolled.

H. B. 156, a bill to rewrite Section 2 of Chapter 158 of the Private Laws of 1925, relating to election of mayor of the town of Ayden.

Passes its second and third readings and is ordered enrolled.

H. B. 38, a bill to amend General Statutes 136-69, relating to the establishment and laying out of cartways by making the Section applicable to public and private cemeteries.

Passes its second and third readings and is ordered enrolled.

H. B. 101, a bill to amend General Statutes 20-141 to increase the maximum lawful speed of vehicles engaged in towing, drawing or pushing small utility, farm and boat trailers.

Upon motion of Senator Moore, action on the bill is postponed until Tuesday, March 21, 1961.

Upon motion of Senator Morgan, the Senate adjourns to meet tomorrow at 12 M.

THIRTY-SIXTH DAY

SENATE CHAMBER,
Tuesday, March 21, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Eubank, the courtesies of the floor are extended to former Representative and former Speaker of the House of Representatives Addison Hewlett of New Hanover County and Martie Allegood and Carol Hewitt, both Azalea Queens of New Hanover County.

Upon motion of Senator Burrow, the courtesies of the lobby are extended to Mrs. Ward and Mr. and Mrs. Guy Fox of Randolph County.

Upon motion of Senator Hollowell, the courtesies of the lobby are extended to the teachers and the students of the Fremont School of Wayne County.

Upon motion of Senator Alford, the courtesies of the lobby are extended to Jack Bishop of Nash County.

The Chair grants leave of absence to Senator Eagles for Wednesday, March 22, 1961.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 119, an act relating to the nomination and election of the mayor and commissioners of the city of Lumberton.

H. B. 38, an act to amend General Statutes 136-69 relating to the establishment and laying out of cartways by making the Section applicable to public and private cemeteries.

H. B. 47, an act to amend General Statutes 2-36 relating to fees of the clerk of Superior Court of Robeson County for auditing annual and final accounts of receivers, executors, etc.

H. B. 109, an act to authorize appropriations by the board of commissioners of New Hanover County for industrial development and other purposes.

H. B. 133, an act relating to the compensation of certain officials in Graham County.

H. B. 134, an act to amend Chapter 13 of the Session Laws of 1957 and to fix the compensation of the members of the board of commissioners of the city of Wilson.

H. B. 136, an act relating to elective officials of the town of Claremont in Catawba County.

H. B. 139, an act to extend the planning and zoning powers of the town of Zebulon and its governing body to the territory beyond and surrounding the corporate limits of the town of Zebulon for a distance of one mile in all directions.

H. B. 156, an act to rewrite Section 2 of Chapter 158 of the Private Laws of 1925 relating to election of mayor of the town of Ayden.

H. B. 97, an act to amend Section 2 of Article 7 of Chapter 1372 of the 1955 Session Laws, the same being General Statutes 115-70, to provide that in Edgecombe County district school committees may consist of not less than three nor more than seven persons.

H. B. 105, an act to amend Article 2 Chapter 106 of the General Statutes so as to define, govern and control the manufacture, sale and distribution of substances known as "mulches" and "fortified mulches."

H. B. 121, an act to change the style of the name of the town of Graham in Alamance County to the city of Graham and to provide a consolidated and revised charter therefor.

H. B. 145, an act amending a portion of Section 1 of Chapter 34 of the 1953 Session Laws of North Carolina to provide change in ward boundary lines of the wards of the city of Gastonia.

H. B. 179, an act to repeal Chapter 493 of the Session Laws of 1953 relating to the terms of office of members of the board of education of Washington County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator King, for the Committee on Counties, Cities and Towns:

H. B. 102, a bill authorizing the board of county commissioners of Pasquotank County to convey Albemarle Hospital property to the College of the Albemarle, with a favorable report.

By Senator Bell, for the Committee on Judiciary No. 1:

H. B. 161, a bill to amend Chapter 156 of the Private Laws of 1929, as amended by Chapter 35 of the Private Laws of 1931, relating to the regulation of boxing and wrestling exhibitions in Buncombe County, with a favorable report.

H. B. 176, a bill to authorize policemen and other law enforcement officers of the town of Murfreesboro to make arrests and serve criminal process at any place in Hertford County within a radius of two miles distance from the corporate limits of said town, with a favorable report.

H. B. 189, a bill to validate the official acts of Luther D. Moore, a justice of the peace in Greenville Township, Pitt County, with a favorable report.

By Senator Clark, for the Committee on Judiciary No. 2:

H. B. 52, a bill to require that life tenants who are parties to partition proceedings allege their date of birth, with an unfavorable report.

H. B. 58, a bill to amend Chapter 316 of the Session Laws of 1947 taxing and regulating professional bondsmen in Robeson County, with a favorable report.

H. B. 154, a bill to amend General Statutes 14-107 relating to worthless checks in Pender County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Whitmire: S. B. 120, a bill to increase the membership of the Henderson County Board of Education.

Referred to Committee on Education.

By Senator Thomas of Hoke: S. B. 121, a bill to amend General Statutes 160-227.1 authorizing the town of Raeford to regulate the platting and recording of subdivisions of land and requiring the appointment of additional members to the Raeford Planning Board prior to exercising such authority.

Referred to Committee on Local Government.

By Senator Clark: S. B. 122, a bill to prevent hasty marriages in North Carolina.

Referred to Committee on Judiciary No. 2.

By Senator Hoyle: S. B. 123, a bill to amend Chapter 380 of the Private Laws of North Carolina, Session 1915, as amended, changing and adding to certain ward lines of the city of Sanford.

Referred to Committee on Counties, Cities and Towns.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 127, a bill to amend Chapter 235 of the 1959 Session Laws relative to members of the county board of education of Swain County.

Referred to Committee on Education.

H. B. 128, a bill to authorize the board of county commissioners of Mitchell County to cancel and abate certain interest and penalties on delinquent taxes in Mitchell County.

Referred to Committee on Local Government.

H. B. 198, a bill to amend Chapter 641 of the Session Laws of 1949, relating to the charter of the city of Monroe, to extend the corporate limits of said city.

Referred to Committee on Counties, Cities and Towns.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 85, a bill to change the style of the name of the town of Mount Holly in Gaston County to the city of Mount Holly and to provide a consolidated and revised charter therefor, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

The bill is ordered enrolled.

H. B. 86, a bill to revise and reorganize the charter of the town of Chapel Hill, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

The bill is ordered enrolled.

H. B. 188, a bill to revise, reorganize and rewrite the charter of the city of Kinston, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

The bill is ordered enrolled.

H. R. 50, a joint resolution providing for the appointment of a commission for the purpose of making a study of the manner in which members of the boards of education of county and city administrative school units are selected and to make its report and recommendations to the 1963 Session of the General Assembly.

Senator Stone offers an amendment which fails of adoption.

The resolution passes its second reading.

Upon objection of Senator Hancock to its third reading, the resolution remains upon the Calendar.

H. B. 101, a bill to amend General Statutes 20-141 to increase the maximum lawful speed of vehicles engaged in towing, drawing, or pushing small utility, farm and boat trailers.

Senator Hoyle offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow morning at 12 M.

THIRTY-SEVENTH DAY

SENATE CHAMBER,

Wednesday, March 22, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Davis, the courtesies of the floor are extended to former Senator Irving Carlyle of Forsyth County.

Upon motion of Senator Davis, the courtesies of the floor are extended to former Senator Carroll Weathers of Forsyth County.

Upon motion of Senator Burrow, the courtesies of the lobby are extended to Ralph Bulla of Randolph County.

Upon motion of Senator Humphrey, the courtesies of the floor are extended to former Representative Beverly Moore of Guilford County.

Upon motion of Senator McGeachy, the courtesies of the lobby are extended to Robert Grey and Dwight King of Cumberland County.

Upon motion of Senator King, the courtesies of the floor are extended to former Senator James Mason of Scotland County.

Upon motion of Senator Currie, the courtesies of the lobby are extended to Mrs. Alice Edwards of Wake County.

Upon motion of Senator Davis, the courtesies of the lobby are extended to Robert G. Stockton of Forsyth County.

Upon motion of Senator Stikeleather, the courtesies of the lobby are extended to Mr. Houston of Buncombe County.

Upon motion of Senator Morgan, Bill LeGrand, Morris Hudson, Clyde Stutts, Jr., and C. Rush Hamrick, III, of Cleveland County are made honorary pages of the Senate.

Upon motion of Senator White, the courtesies of the lobby are extended to Anthony Rand of Lenoir County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Rutledge, for the Committee on Public Welfare:

S. B. 12, a bill to amend certain Sections of the General Statutes to provide for the disbursement of the annual appropriation for aid to the medically indigent by the State Board of Public Welfare rather than by the North Carolina Medical Care Commission, with an unfavorable report as to bill, favorable report as to committee substitute bill.

S. B. 72, a bill amending General Statutes 48-2(3) relating to the definition of abandonment for adoption purposes, with an unfavorable report as to bill, favorable report as to committee substitute bill.

By Senator Currie, for the Committee on Election Laws and Legislative Representation:

H. B. 150, a bill to repeal Chapter 1140 of the Session Laws of 1959 relating to partisan primary elections in Polk County, with a favorable report.

By Senator King, for the Committee on Counties, Cities and Towns:

S. B. 101, a bill to place Halifax County under the general law relating to penalties and discounts for non-payment and payment of taxes, with a favorable report.

S. B. 102, a bill to authorize the board of county commissioners of Halifax County to levy taxes for the payment of salaries and office expenses for the county accountant, farm and home demonstration agents and county veteran service officer, with a favorable report.

S. B. 103, a bill to authorize the Halifax County Board of Education to convey certain property to the Halifax County Board of Commissioners, with a favorable report.

S. B. 109, a bill to authorize and empower the chief of police of the town of Fuquay Springs to accept affidavits and bonds, with a favorable report.

S. B. 113, a bill to authorize the board of county commissioners of Stanly County to make appropriations for industrial development purposes and to create and fix the powers of an industrial development commission for Stanly County, with a favorable report.

S. B. 117, a bill to repeal Chapter 294, Session Laws of 1953, which Chapter amended Section 5, Chapter 316, Private Laws of 1903 relating to election of municipal officers in the town of Wendell; to prescribe election procedure for municipal officers, and to eliminate primary elections for municipal officers in the town of Wendell, with a favorable report.

H. B. 159, a bill to amend General Statutes 153-5 to increase the members of the board of county commissioners of Wilkes County, with a favorable report.

H. B. 163, a bill to amend Chapter 1006 of the 1959 Session Laws relating to zoning ordinances to exclude the county of Vance, with a favorable report.

H. B. 164, a bill to amend Chapter 1204 of the 1959 Session Laws relating to zoning authorization of municipalities so as to make the same apply to Vance County, with a favorable report.

H. B. 165, a bill relating to the election and term of office of the mayor and members of the board of aldermen of the city of Henderson, with a favorable report.

H. B. 166, a bill to revise the Burlington City Charter, with a favorable report.

H. B. 190, a bill to fix the terms of office of the mayor and commissioners of the town of Nashville in Nash County, with a favorable report.

H. B. 191, a bill to repeal Chapter 819, Session Laws of 1947, relating to primary elections in the town of Nashville in Nash County and to prescribe in lieu thereof a filing procedure, with a favorable report.

H. B. 192, a bill to amend Section 153-48.5 of the General Statutes relating to county officials and employees so as to include Transylvania County, with a favorable report.

H. B. 198, a bill to amend Chapter 641 of the Session Laws of 1949, relating to the charter of the city of Monroe, to extend the corporate limits of said city, with a favorable report.

H. B. 203, a bill relating to elections of officers of the town of Brookford in Catawba County, with a favorable report.

By Senator Thomas of Hoke, for the Committee on Propositions and Grievances:

H. B. 180, a bill to authorize the qualified voters of the city of Sanford to determine whether or not wine and beer may be legally sold and alcoholic beverage control stores operated in said city, with a favorable report, as amended.

Upon motion of Senator Hoyle, the bill is placed upon today's Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Humphrey: S. B. 124, a bill to amend General Statutes 58-79 to permit investments by life insurance companies in electronic and mechanical machines constituting a data processing and accounting system in North Carolina.

Referred to Committee on Insurance.

By Senator Humphrey: S. B. 125, a bill to amend Chapter 58, Article 22, relating to reserve valuation and nonforfeiture benefits of life insurance policies.

Referred to Committee on Insurance.

By Senators Jordan and Scott: S. B. 126, a bill to amend Section 5 of Article V of the Constitution of North Carolina to provide a tax exemption up to \$5,000 for every person 65 years of age or older on real estate used as a homesite or residence.

Referred to Committee on Constitution.

By Senator Cook: S. B. 127, a bill regulating the sanitation of agricultural labor camps.

Referred to Committee on Public Health.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 41, a bill to amend General Statutes 115-183 relating to the powers of the board of education in Mecklenburg County.

Referred to Committee on Education.

H. B. 114, a bill to ratify and validate the creation of the town of Havelock and to confirm and validate the acts of the mayor and commissioners of said town.

Referred to Committee on Counties, Cities and Towns.

H. B. 135, a bill in relation to the levy of taxes for the payment of the principal and interest of bonds of the town of Banner Elk.

Referred to Committee on Finance.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 58, a bill to amend Chapter 316 of the Session Laws of 1947 taxing and regulating professional bondsmen in Robeson County.

Passes its second and third readings and is ordered enrolled.

H. B. 102, a bill authorizing the board of county commissioners of Pasquotank County to convey Albemarle Hospital property to the College of the Albemarle.

Passes its second and third readings and is ordered enrolled.

H. B. 154, a bill to amend General Statutes 14-107 relating to worthless checks in Pender County.

Passes its second and third readings and is ordered enrolled.

H. B. 161, a bill to amend Chapter 156 of the Private Laws of 1929, as amended by Chapter 35 of the Private Laws of 1931, relating to the regulation of boxing and wrestling exhibitions in Buncombe County.

Passes its second and third readings and is ordered enrolled.

H. B. 176, a bill to authorize policemen and other law enforcement officers of the town of Murfreesboro to make arrests and serve criminal process at any place in Hertford County within a radius of two miles distance from the corporate limits of said town.

Passes its second and third readings and is ordered enrolled.

H. B. 180, a bill to authorize the qualified voters of the city of Sanford to determine whether or not wine and beer may be legally sold and alcoholic beverage control stores operated in said city.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 189, a bill to validate the official acts of Luther D. Moore, a justice of the peace in Greenville Township, Pitt County.

Passes its second and third readings and is ordered enrolled.

H. R. 50, a joint resolution providing for the appointment of a commission for the purpose of making a study of the manner in which members of the boards of education of county and city administrative school units are selected and to make its report and recommendations to the 1963 Session of the General Assembly.

The resolution passes its third reading and is ordered enrolled.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 12 M.

THIRTY-EIGHTH DAY

SENATE CHAMBER,

Thursday, March 23, 1961.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Van Landingham, Mary Frances Anderson, granddaughter of Lieutenant Governor and Mrs. H. Cloyd Philpott, of Davidson County, is made an honorary page of the Senate.

Upon motion of Senator Hoyle, the courtesies of the galleries are extended to the teachers and the students of the Pittsboro High School of Chatham County.

Upon motion of Senator Hancock, the courtesies of the galleries are extended to the Earl Brancher School of Person County.

Upon motion of Senator Hancock, the courtesies of the lobby are extended to I. A. Harris of Granville County.

Upon motion of Senator Hollowell, the courtesies of the lobby are extended to Mr. and Mrs. Frank Wilson and Jim Wilson of Wayne County.

Upon motion of Senator Humber, the courtesies of the floor are extended to former Senator Marvin K. Blount of Pitt County.

Upon motion of Senator Midgett, the courtesies of the lobby are extended to the teachers and the students of the Treaswell High School of Hyde County.

Upon motion of Senator Hancock, the courtesies of the lobby are extended to the teachers and the students of the Borea High School of Granville County.

Upon motion of Senator Whitmire, the courtesies of the floor are extended to former Representative Oral Yates of Haywood County.

Upon motion of Senator King, the courtesies of the galleries are extended to the teachers and the students of the Biscoe Elementary School of Montgomery County.

Upon motion of Senator Stone, the courtesies of the lobby are extended to Mr. and Mrs. Claude S. Scurry of Rockingham County.

Upon motion of Senator Kesler, S. B. 63, a bill to amend General Statutes 7-70 relating to the terms of Superior Court of Rowan County, is taken from the Committee on Courts and Judicial Districts and re-referred to the Committee on Judiciary No. 2.

Upon motion of Senator Kesler, H. B. 73, a bill to clarify General Statutes 15-167 relating to extending a term of court otherwise expiring in the course of a trial, is taken from the Committee on Courts and Judicial Districts and re-referred to the Committee on Judiciary No. 2.

Upon motion of Senator Kesler, H. B. 75, a bill to amend General Statutes 7-70 so as to fix the terms of Superior Court to be held in Caswell County, is taken from the Committee on Courts and Judicial Districts and re-referred to the Committee on Judiciary No. 2.

Senator White announces that Brigadier General Frank C. Tharin, Commanding Officer of the Cherry Point Marine Base, is here to address the Senate.

The President appoints as a Committee, Senators White and Hamilton, to escort General Tharin to the Senate Chamber.

The President recognizes Senator Hamilton who escorts General Tharin to the dias and the General addresses the Senate and extends an invitation to the Senators to visit Cherry Point Marine Base on Wednesday, May 10, 1961.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 50, a joint resolution providing for the appointment of a commission for the purpose of making a study of the manner in which members of the boards of education of county and city administrative school units are selected and to make its report and recommendations to the 1963 Session of the General Assembly.

S. B. 24, an act to validate deeds of conveyance and other instruments executed prior to December 31, 1960, notwithstanding the fact that the instrument was not adjudged correct and ordered registered by the clerk.

S. B. 31, an act to amend General Statutes 50-15 relating to alimony pendente lite.

S. B. 35, an act to amend General Statutes 1-315, relating to property liable to sale under execution so as to enlarge the kinds of property subject to such sale.

S. B. 39, an act to remove the exemption of women and Sunday arrest from General Statutes 1-410 relating to arrest and bail.

S. B. 40, an act to amend and correct General Statutes 29-12 relating to escheats of estates of illegitimate persons dying intestate.

S. B. 46, an act to amend General Statutes 60-9 and General Statutes 60-11 relating to extending corporate life of railroads.

H. B. 58, an act to amend Chapter 316 of the Session Laws of 1947 taxing and regulating professional bondsmen in Robeson County.

H. B. 85, an act to change the style of the name of the Town of Mount Holly in Gaston County to the City of Mount Holly and to provide a consolidated and revised charter therefor.

H. B. 86, an act to revise and reorganize the charter of the town of Chapel Hill.

H. B. 102, an act authorizing the board of county commissioners of Pasquotank County to convey Albemarle Hospital property to the College of the Albemarle.

H. B. 154, an act to amend General Statutes 14-107 relating to worthless checks in Pender County.

H. B. 161, an act to amend Chapter 156 of the Private Laws of 1929, as amended by Chapter 35 of the Private Laws of 1931, relating to the regulation of boxing and wrestling exhibitions in Buncombe County.

H. B. 176, an act to authorize policemen and other law enforcement officers of the town of Murfreesboro to make arrests and serve criminal process at any place in Hertford County within a radius of two miles distance from the corporate limits of said town.

H. B. 188, an act to revise, reorganize and rewrite the charter of the city of Kinston.

H. B. 189, an act to validate the official acts of Luther D. Moore, a justice of the peace in Greenville Township, Pitt County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Davis, for the Committee on Conservation and Development:

S. B. 54, a bill to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina relating to the promotion of soil conservation work, so as to make it apply to Guilford County, with a favorable report.

S. B. 106, a bill to establish the U. S. S. North Carolina Battleship Commission, to define the duties and responsibilities of the said Commission and to implement the establishment of the Battleship U. S. S. North Carolina as a memorial and exhibit, with an unfavorable report as to bill, favorable report as to committee substitute bill, as amended.

Upon motion of Senator Crew, the bill is placed upon today's Calendar.

By Senator Scott, for the Committee on Education:

S. B. 120, a bill to increase the membership of the Henderson County Board of Education, with a favorable report.

H. B. 32, a bill relating to filling vacancies on the Columbus County Board of Education, with a favorable report.

H. B. 33, a bill relating to filling vacancies on the Whiteville City Board of Education, with a favorable report, as amended.

H. B. 100, a bill to amend General Statutes 115-18 relating to the county boards of education so as to fix the number of the members of the Person County Board of Education, with a favorable report.

H. B. 127, a bill to amend Chapter 235 of the 1959 Session Laws relative to members of the county board of Education of Swain County, with a favorable report.

H. B. 174, a bill to authorize the school board of the Franklinton City Schools in Franklin County to transfer surplus from capital outlay fund to current expense fund for fiscal 1959-1960, with a favorable report.

H. B. 196, a bill to provide for the nomination of members of the board of education of Person County by districts in a non-partisan election, with a favorable report.

By Senator Bell, for the Committee on Judiciary No. 1:

S. B. 38, a bill to amend the General Statutes of North Carolina by adding thereto Chapter 31A, entitled "Acts Barring Property Rights", with a favorable report.

Upon motion of Senator Bell, the bill is placed upon the Calendar for Tuesday, March 28, 1961.

H. B. 3, a bill to amend General Statutes 9-4, as the same appears in the 1959 Cumulative Supplement of Volume 1B of the General Statutes, pertaining to modifications as to drawing jury panels in the various counties, enabling Wayne County to increase the number of scrolls drawn at various terms of court, with a favorable report.

H. B. 57, a bill to make the statute of limitations on judgments rendered by a justice of the peace ten years, with a favorable report.

By Senator Cook, for the Committee on Public Health:

S. B. 45, a bill to amend Section 22 of Article 2 of Chapter 90 of the General Statutes of North Carolina and to designate terms of office and manner of election of members of the North Carolina State Board of Dental Examiners and to prescribe their qualifications, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Midgett: S. R. 128, a joint resolution requesting the United States Government to refrain from the use of any of the lands in Hyde County as a possible bomb range site.

Upon motion of Senator Midgett, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senators Crew and Aydlott: S. B. 129, a bill to amend Chapter 24 of the General Statutes so as to authorize corporations to pay any rate of interest agreed upon on loans equal to or in excess of twenty-five thousand dollars.

Referred to Committee on Judiciary No. 1.

By Senator Clayton: S. B. 130, a bill to provide aid to the Brevard Music Foundation, Incorporated.

Referred to Committee on Appropriations.

By Senator Clark: S. B. 131, a bill to amend General Statutes 75-5 pertaining to certain acts which are prohibited as acts in restraint of trade or in the nature of combination or conspiracy in restraint of trade or commerce.

Referred to Committee on Judiciary No. 2.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time; and disposed of as follows:

S. B. 32, a bill to amend General Statutes 14-120 so as to make unlawful the publishing or uttering of an instrument containing a forged endorsement, for concurrence in the House amendment.

Upon motion of Senator Kesler, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 208, a bill to amend General Statutes 15-25.1 so as to authorize the use of search warrants in connection with stimulant drugs.

Referred to Committee on Judiciary No. 2.

H. B. 220, a bill to appoint certain members of the board of education of the respective counties of North Carolina and to fix their terms of office.

Referred to Committee on Education.

H. B. 228, a bill to amend Chapter 197 of the Public Laws of 1935, as amended, so as to provide a procedure for correction and relocation of historical markers prepared by the State Department of Archives and History.

Referred to Committee on Conservation and Development.

H. B. 229, a bill to rewrite General Statutes 55-22(a) relating to loans and guaranties by a corporation.

Referred to Committee on Judiciary No. 1.

H. R. 287, a joint resolution expressing sympathy upon the death of Kemp Battle Ewing.

The resolution is placed upon the Calendar.

H. R. 288, a joint resolution expressing regret and sympathy upon the death of Jeter C. Burleson, former member of the General Assembly from Mitchell County.

The resolution is placed upon the Calendar.

H. B. 294, a bill to increase the membership of the board of education of Pamlico County to seven members.

Referred to Committee on Education.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 101, a bill to place Halifax County under the general law relating to penalties and discounts for non-payment and payment of taxes, upon second reading.

The bill passes its second reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

S. B. 102, a bill to authorize the board of county commissioners of Halifax County to levy taxes for the payment of salaries and office expenses for the county accountant, farm and home demonstration agents and county veteran service officer, upon second reading.

The bill passes its second reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydllett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

H. B. 166, a bill to revise the Burlington City Charter, upon second reading.

The bill passes its second reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydllett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

H. B. 198, a bill to amend Chapter 641 of the Session Laws of 1949, relating to the charter of the city of Monroe, to extend the corporate limits of said city, upon second reading.

The bill passes its second reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydllett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

S. B. 103, a bill to authorize the Halifax County Board of Education to convey certain property to the Halifax County Board of Commissioners.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 109, a bill to authorize and empower the chief of police of the town of Fuquay Springs to accept affidavits and bonds.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 113, a bill to authorize the board of county commissioners of Stanley County to make appropriations for industrial development purposes and

to create and fix the powers of an industrial development commission for Stanly County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 117, a bill to repeal Chapter 294, Session Laws of 1953, which Chapter amended Section 5, Chapter 316, Private Laws of 1903, relating to election of municipal officers in the town of Wendell; to prescribe election procedure for municipal officers, and to eliminate primary elections for municipal officers in the town of Wendell.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 150, a bill to repeal Chapter 1140 of the Session Laws of 1959, relating to partisan primary elections in Polk County.

Passes its second and third readings and is ordered enrolled.

H. B. 159, a bill to amend General Statutes 153-5 to increase the members of the board of county commissioners of Wilkes County.

Passes its second and third readings and is ordered enrolled.

H. B. 163, a bill to amend Chapter 1006 of the 1959 Session Laws, relating to zoning ordinances to exclude the County of Vance.

Passes its second and third readings and is ordered enrolled.

H. B. 164, a bill to amend Chapter 1204 of the 1959 Session Laws, relating to zoning authorization of municipalities so as to make the same apply to Vance County.

Passes its second and third readings and is ordered enrolled.

H. B. 165, a bill relating to the election and term of office of the mayor and members of the board of aldermen of the city of Henderson.

Passes its second and third readings and is ordered enrolled.

H. B. 190, a bill to fix the terms of office of the mayor and commissioners of the town of Nashville in Nash County.

Passes its second and third readings and is ordered enrolled.

H. B. 191, a bill to repeal Chapter 819, Session Laws of 1947, relating to primary elections in the town of Nashville in Nash County and to prescribe in lieu thereof a filing procedure.

Passes its second and third readings and is ordered enrolled.

H. B. 192, a bill to amend Section 153-48.5 of the General Statutes relating to county officials and employees so as to include Transylvania County.

Passes its second and third readings and is ordered enrolled.

S. B. 106, a bill to establish the U. S. S. North Carolina Battleship Commission, to define the duties and responsibilities of the said Commission and to implement the establishment of the Battleship U. S. S. North Carolina as a memorial and exhibit.

The substitute bill offered by the Committee is adopted.

The amendments offered by the Committee are adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 203, a bill relating to elections of officers of the town of Brookford in Catawba County.

Passes its second and third readings and is ordered enrolled.

S. B. 12, a bill to amend certain Sections of the General Statutes to provide for the disbursement of the annual appropriation for aid to the medically indigent by the State Board of Public Welfare rather than by the North Carolina Medical Care Commission.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 72, a bill amending General Statutes 48-2(3), relating to the definition of abandonment for adoption purposes.

The substitute bill offered by the Committee is adopted.

Upon motion of Senator Rutledge, action on the bill is postponed until Friday, March 24, 1961.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow morning at 10 o'clock.

THIRTY-NINTH DAY

SENATE CHAMBER,
Friday, March 24, 1961.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore Lunsford Crew.

Prayer is offered by Rev. F. Stanly Hardy, Jr., pastor of the First Baptist Church, Thomasville, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Hamilton, the courtesies of the galleries are extended to the teachers and the students of the Trent Park School of Carteret County.

Upon motion of Senator Currie, the courtesies of the galleries are extended to Miss Jane Stikeleather, daughter of Senator and Mrs. Stikeleather of Buncombe County.

The Chair extends the courtesies of the galleries to the teachers and the students of the Lexington Junior High School of Davidson County.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 128, a joint resolution requesting the United States Government to refrain from the use of any of the lands in Hyde County as a possible bomb range site.

S. B. 32, an act to amend General Statutes 14-120 so as to make unlawful the publishing or uttering of an instrument containing a forged endorsement.

S. B. 58, an act to amend the charter of the town of Laurel Park, Henderson County, to permit the mayor and commissioners thereof to sell property belonging to the town at private sale.

S. B. 73, an act to amend Chapter 368 of the Session Laws of 1957 relating to appropriations by the board of commissioners of Nash County for industrial development and other purposes.

S. B. 77, an act relating to elections in the town of Pembroke in Robeson County.

S. B. 82, an act to provide for staggered terms for commissioners of the town of Burgaw in Pender County.

H. B. 101, an act to amend General Statutes 20-141 to increase the maximum lawful speed of vehicles engaged in towing, drawing, or pushing small utility, farm and boat trailers.

H. B. 150, an act to repeal Chapter 1140 of the Session Laws of 1959 relating to partisan primary elections in Polk County.

H. B. 159, an act to amend General Statutes 153-5 to increase the members of the board of county commissioners of Wilkes County.

H. B. 163, an act to amend Chapter 1006 of the 1959 Session Laws relating to zoning ordinances to exclude the county of Vance.

H. B. 164, an act to amend Chapter 1204 of the 1959 Session Laws relating to zoning authorization of municipalities so as to make the same apply to Vance County.

H. B. 165, an act relating to the election and term of office of the mayor and members of the board of aldermen of the city of Henderson.

H. B. 180, an act to authorize the qualified voters of the city of Sanford to determine whether or not wine and beer may be legally sold and alcoholic beverage control stores operated in said city.

H. B. 190, an act to fix the terms of office of the mayor and commissioners of the town of Nashville in Nash County.

H. B. 191, an act to repeal Chapter 819, Session Laws of 1947, relating to primary elections in the town of Nashville in Nash County and to prescribe in lieu thereof a filing procedure.

H. B. 192, an act to amend Section 153-48.5 of the General Statutes relating to county officials and employees so as to include Transylvania County.

H. B. 203, an act relating to elections of officers of the town of Brookford in Catawba County.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 106, a bill to establish the U. S. S. North Carolina Battleship Commission, to define the duties and responsibilities of the said Commission and to implement the establishment of the Battleship U. S. S. North Carolina as a memorial and exhibit.

S. B. 117, a bill to repeal Chapter 294, Session Laws of 1953, which Chapter amended Section 5, Chapter 316, Private Laws of 1903 relating to election of municipal officers in the town of Wendell; to prescribe election procedure for municipal officers, and to eliminate primary elections for municipal officers in the town of Wendell.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Bell, for the Committee on Judiciary No. 1:

S. B. 37, a bill relating to release of the mortgagor by unauthorized dealings between the mortgagee and the mortgagor's assuming grantee, with an unfavorable report as to bill, favorable report as to committee substitute bill.

By Senator Clark, for the Committee on Judiciary No. 2:

S. B. 34, a bill to provide for the appointment of an attorney in fact which shall continue to be effective notwithstanding the incapacity or incompetence of the principal therein, with a favorable report.

H. B. 54, a bill to amend General Statutes 31-18.1 relating to the manner of probate of written attested wills so as to provide for acknowledgment of a testator's signature before the clerk of Superior Court, with an unfavorable report.

By Senator Alford, for the Committee on Local Government:

S. B. 115, a bill to amend Chapter 400 of the Private Laws of North Carolina, Session of 1913, containing the legislative charter of the Moses H. Cone Memorial Hospital, with a favorable report.

S. B. 121, a bill to amend General Statutes 160-227.1 authorizing the town of Raeford to regulate the platting and recording of subdivisions of land and requiring the appointment of additional members to the Raeford Planning Board prior to exercising such authority, with a favorable report.

H. B. 128, a bill to authorize the board of county commissioners of Mitchell County to cancel and abate certain interest and penalties on delinquent taxes in Mitchell County, with a favorable report.

H. B. 130, a bill to amend Chapter 311 of the Public Local Laws of 1941 to allow commissioners of Rutherford County to set compensation in the manner provided by the General Statutes for attorneys employed for the collection of delinquent taxes, with a favorable report.

H. B. 131, a bill to amend Chapter 70 of the Session Laws of 1959 relating to the compensation of the members of the board of county commissioners of Rutherford County, with a favorable report.

By Senator Forsyth, for the Committee on Salaries and Fees:

S. B. 110, a bill to fix the salaries of officials and employees of Henderson County for the two year period beginning July 1, 1961, with a favorable report.

H. B. 132, a bill to repeal Chapter 124, Session Laws of 1947 relating to jurors' fees, with a favorable report.

H. B. 184, a bill relating to the fees of the register of deeds in Hertford County, with a favorable report.

H. B. 151, a bill authorizing the board of commissioners of Pender County to fix the fees to be charged by the clerk of Superior Court of said county, with a favorable report.

H. B. 152, a bill authorizing the board of commissioners of Pender County to fix the fees to be charged by the sheriff of said county, with a favorable report.

H. B. 153, a bill authorizing the board of commissioners of Pender County to fix the fees to be charged by the register of deeds of said county, with a favorable report.

H. B. 155, a bill to fix the compensation of the chairman and members of the board of county commissioners of Johnston County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Burrow, Hamilton and Aydlott: S. B. 132, a bill to rewrite Section 14-390 of the General Statutes relating to the furnishing of certain intoxicants, drugs or weapons to inmates of charitable and penal institutions.

Referred to Committee on Judiciary No. 1.

By Senator Hoyle: S. B. 133, a bill to amend Chapter 380 of the Private Laws of North Carolina, Session 1915, as amended, changing and adding to certain ward lines of the city of Sanford.

Referred to Committee on Counties, Cities and Towns.

By Senator Hoyle: S. B. 134, a bill to amend General Statutes 160-2 entitled Corporate Powers to grant municipalities authority to apportion between their existing voting units newly annexed territory.

Referred to Committee on Counties, Cities and Towns.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 240, a bill relating to the discount allowable for the prepayment of taxes in Hoke County.

Referred to Committee on Counties, Cities and Towns.

H. B. 241, a bill to extend the authority of police officers of the town of Rose Hill in Duplin County for a distance of one mile beyond the corporate limits.

Referred to Committee on Counties, Cities and Towns.

H. B. 242, a bill to amend the General Statutes so as to make married persons under twenty-one years of age competent as to certain transactions, and to validate certain transactions.

Referred to Committee on Judiciary No. 1.

H. B. 249, a bill to appoint a member of the board of water commissioners of the city of Hendersonville.

Referred to Committee on Counties, Cities and Towns.

H. B. 252, a bill to repeal Chapter 294, Session Laws of 1953, which Chapter amended Section 5, Chapter 316, Private Laws of 1903 relating to election of municipal officers in the town of Wendell; to prescribe election procedure for municipal officers, and to eliminate primary elections for municipal officers in the town of Wendell.

Referred to Committee on Counties, Cities and Towns.

H. B. 257, a bill to submit to the voters of Caswell County the question of whether the board of commissioners of Caswell County shall be elected for staggered four-year terms.

Referred to Committee on Counties, Cities and Towns.

H. B. 258, a bill to submit to the voters of Caswell County the question of whether the members of the board of education of Caswell County shall be elected for staggered four-year terms.

Referred to Committee on Education.

S. B. 51, a bill to exempt Warren County from the provisions of Chapter 1235 of the Session Laws of 1959 relating to plats and subdivisions and land surveys⁶ and recording of the same, for concurrence in the House amendment.

Upon motion of Senator Banzet, the Senate concurs in the House amendment and the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 101, a bill to place Halifax County under the general law relating to penalties and discounts for non-payment and payment of taxes, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—44.

The bill is ordered sent to the House of Representatives.

S. B. 102, a bill to authorize the board of county commissioners of Halifax County to levy taxes for the payment of salaries and office expenses for the county accountant, farm and home demonstration agents and county veteran service officer, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—44.

The bill is ordered sent to the House of Representatives.

H. B. 166, a bill to revise the Burlington City Charter, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—44.

The bill is ordered enrolled.

H. B. 198, a bill to amend Chapter 641 of the Session Laws of 1949, relating to the charter of the city of Monroe, to extend the corporate limits of said city, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—44.

The bill is ordered enrolled.

S. B. 54, a bill to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina relating to the promotion of soil conservation work, so as to make it apply to Guilford County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 120, a bill to increase the membership of the Henderson County Board of Education.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 3, a bill to amend General Statutes 9-4, as the same appears in the 1959 Cumulative Supplement of Volume 1B of the General Statutes, pertaining to modifications as to drawing jury panels in the various counties enabling Wayne County to increase the number of scrolls drawn at various terms of court.

Passes its second and third readings and is ordered enrolled.

H. B. 32, a bill relating to filling vacancies on the Columbus County Board of Education.

Passes its second and third readings and is ordered enrolled.

H. B. 33, a bill relating to filling vacancies on the Whiteville City Board of Education.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 100, a bill to amend General Statutes 115-18 relating to the county board of education so as to fix the number of the members of the Person County Board of Education.

Passes its second and third readings and is ordered enrolled.

H. B. 127, a bill to amend Chapter 235 of the 1959 Session Laws relative to members of the county board of education of Swain County.

Passes its second and third readings and is ordered enrolled.

H. B. 174, a bill to authorize the school board of the Franklinton City Schools in Franklin County to transfer surplus from Capital Outlay Fund to Current Expense Fund for fiscal 1959-1960.

Passes its second and third readings and is ordered enrolled.

H. B. 196, a bill to provide for the nomination of members of the board of education of Person County by districts in a non-partisan election.

Passes its second and third readings and is ordered enrolled.

S. B. 45, a bill to amend Section 22 of Article 2 of Chapter 90 of the General Statutes of North Carolina and to designate terms of office and manner of election of members of the North Carolina State Board of Dental Examiners and to prescribe their qualifications.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 72, a bill amending General Statutes 48-2(3), relating to the definition of abandonment for adoption purposes.

Senator Hoyle offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 57, a bill to make the Statute of Limitations on judgments rendered by a justice of the peace ten years.

Passes its second and third readings and is ordered enrolled.

H. R. 287, a joint resolution expressing sympathy upon the death of Kemp Battle Ewing.

Passes its second and third readings and is ordered enrolled.

H. R. 288, a joint resolution expressing regret and sympathy upon the death of Jeter C. Burleson, former member of the General Assembly from Mitchell County.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Kesler, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local bills will be considered and adjournment will be until Monday evening at 8 o'clock.

FORTIETH DAY

SENATE CHAMBER,
Saturday, March 25, 1961.

The Senate meets pursuant to adjournment, and in the absence of Lieutenant Governor H. Cloyd Philpott and President pro tempore Lunsford Crew, the Principal Clerk S. Ray Byerly calls Senator Jordan to the Chair, who calls the Senate to order and presides during the Session.

The Session is opened with the Lord's Prayer led by Senator Jordan.

The Chair appoints Clyde L. Walker of Wake County as an honorary page of the Senate.

Upon motion of Senator Scott, the Senate adjourns to meet Monday evening at 8 o'clock.

FORTY-FIRST DAY

SENATE CHAMBER,
Monday, March 27, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. Douglas A. Aldrich, Pastor of the Forest Hills Baptist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Scott, Vickie Byrd of Alamance County is made an honorary page of the Senate.

Upon motion of Senator Currie, the courtesies of the lobby are extended to Miss Martha Midgett, daughter of Senator Midgett of Hyde County, Miss Anne Wooten, Miss McCarthy and Miss Gunter of Durham County.

Upon motion of Senator Whitley, the courtesies of the lobby are extended to Mr. and Mrs. W. T. Woodard, Jr., of Wake County and Dave and Dorothy Woodard, son and daughter of Mr. and Mrs. Woodard are made honorary pages of the Senate.

Upon motion of Senator Humphrey, the courtesies of the lobby are extended to Mr. and Mrs. Boyce Whitmire, Jr., of Henderson County, and Tommy Whitmire, grandson of Senator Whitmire is made an honorary page of the Senate.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Mrs. C. T. Smith of Wake County and Wayne Dillard of Wake County is made an honorary page of the Senate.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Mrs. Chester Smith of Wake County, and Monty and Jill Smith, son and daughter of Mrs. Smith are made honorary pages of the Senate.

Upon motion of Senator Forsyth, the courtesies of the lobby are extended to R. F. Finley of Cherokee County.

Upon motion of Senator Hancock, the courtesies of the lobby are extended to Mr. and Mrs. J. Ward Boren of Granville County.

Upon motion of Senator Jordan, Donnue Campbell, Ray Campbell, Janet Harrison, Annette Campbell and Sandra Campbell, all of Wake County are made honorary pages of the Senate.

Upon motion of Senator Scott, the courtesies of the lobby are extended to Melvin Herne and Graham Herne of Scotland County.

The President appoints as a Committee to attend the funeral of Dr. J. M. Phelps, Representative from Washington County who died Sunday, March 26, 1961, Senators Warren of Beaufort and Midgett.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 45, a bill to amend Section 22 of Article 2 of Chapter 90 of the General Statutes of North Carolina and to designate terms of office and manner of election of members of the North Carolina State Board of Dental Examiners and to prescribe their qualifications.

S. B. 72, a bill amending General Statutes 48-2(3) relating to the definition of abandonment for adoption purposes.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator King, for the Committee on Counties, Cities and Towns:

S. B. 133, a bill to amend Chapter 380 of the Private Laws of North Carolina, Session 1915, as amended, changing and adding to certain ward lines of the city of Sanford, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Moore: S. B. 135, a bill to amend General Statutes 20-190 with regard to the color of motor vehicles driven by officers of the State Highway Patrol.

Referred to Committee on Public Roads.

By Senator Moore: S. B. 136, a bill regulating the transportation of migratory farm workers.

Referred to Committee on Public Roads.

By Senator Humber: S. B. 137, a bill to amend General Statutes 160-200 so as to clarify the provisions relating to municipal support of an art gallery.

Referred to Committee on Judiciary No. 2.

By Senator Eagles: S. B. 138, a bill to rewrite sub-Section (4) of General Statutes 143-49, relating to the Purchase and Contract Division of the Department of Administration.

Referred to Committee on State Government.

By Senator Jordan: S. B. 139, a bill to amend Chapter 53 of the General Statutes so as to include within its provisions loans guaranteed by the Veterans Administration and to define more clearly the term "Other Financial Institutions".

Referred to Committee on Judiciary No. 1.

By Senator Jordan: S. B. 140, a bill relating to salaries of recorder and prosecuting attorney of the recorder's court of Wake Forest in Wake County.

Referred to Committee on Local Government.

By Senator Forsyth: S. B. 141, a bill to amend the law relating to housing authorities and projects for the purpose of extending the benefits to cities and towns of limited populations.

Referred to Committee on Counties, Cities and Towns.

By Senator Clayton: S. B. 142, a bill to amend General Statutes 113-84 so as to authorize the Wildlife Resources Commission to fix a concurrent open season on doe deer and male deer.

Referred to Committee on Wildlife.

By Senators Rutledge, Humber, Midgett, Whitley, Eubank, Shelton, Hollowell, Warren of Beaufort, Gentry, Banzet, Winslow, Clayton, Whitmire, Warren of Sampson, Thomas of Union, Alford, Stone, Forsyth, Royall, Aydlett and Sumner: S. B. 143, a bill to amend Section 4 of Article II of the Constitution of North Carolina, relating to the districting of the State for Senators.

Referred to Committee on Constitution.

By Senator Forsyth: S. B. 144, a bill to amend General Statutes 153-9, relating to powers of the board of county commissioners so as to include Cherokee County.

Referred to Committee on Salaries and Fees.

By Senator Forsyth: S. B. 145, a bill to amend General Statutes 153-48.5, relating to county officials and employees so as to include Cherokee County.

Referred to Committee on Salaries and Fees.

By Senator Shuford: S. B. 146, a bill to amend General Statutes 105-296, relating to tax exempt real property.

Referred to Committee on Finance.

By Senator Crew: S. B. 147, a bill authorizing the board of commissioners of the city of Roanoke Rapids to call an election upon the question of adopting a city manager form of government for the city of Roanoke Rapids.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 69, a bill to amend General Statutes 58-251.1 relating to the time limit on certain defenses to liability under accident and health insurance policies.

Referred to Committee on Insurance.

H. B. 117, a bill to amend General Statutes 7-70 so as to delete the October civil term of Superior Court from the Currituck County schedule.

Referred to Committee on Courts and Judicial Districts.

H. B. 158, a bill to abolish trials by jury in criminal cases in the municipal recorder's court in the city of Jacksonville and to provide for the return of warrants to said court.

Referred to Committee on Courts and Judicial Districts.

H. B. 171, a bill to amend General Statutes 106-408 relative to livestock market facilities and time of sales.

Referred to Committee on Agriculture.

H. B. 183, a bill relating to resigned or retired judges of the Superior Court.

Referred to Committee on Judiciary No. 2.

H. B. 199, a bill to amend General Statutes 7-70 so as to add a one week civil non-jury term to the Superior Court schedule in Mecklenburg County.

Referred to Committee on Courts and Judicial Districts.

H. B. 200, a bill to amend Chapter 386 of the Public Laws of 1909 and Chapter 413 of the Session Laws of 1957, relating to the civil jurisdiction of the Rowan County court and to the salaries of the trial justice and prosecuting attorney for said court.

Referred to Committee on Judiciary No. 2.

H. B. 216, a bill to amend Article 17A of Chapter 7 of the General Statutes, relating to warrants and receipts so as to include Burke County.

Referred to Committee on Judiciary No. 1.

H. B. 217, a bill to fix the compensation of the chairman and members of the board of education of Halifax County.

Referred to Committee on Salaries and Fees.

H. B. 218, a bill to fix the compensation of the jurors in Halifax County.

Referred to Committee on Salaries and Fees.

H. B. 230, a bill to amend Chapter 535 of the Session Laws of 1955, relating to the recorder's court of Harnett County.

Referred to Committee on Courts and Judicial Districts.

H. B. 256, a bill fixing the salaries and expense allowances of certain officials and employees in Brunswick County.

Referred to Committee on Salaries and Fees.

H. B. 260, a bill relating to the compensation of the register of deeds while serving as ex officio clerk to the county board of commissioners of Caswell County.

Referred to Committee on Salaries and Fees.

H. B. 261, a bill to authorize the board of county commissioners of Caswell County to fix the salaries of the solicitor and judge of the recorder's court of Caswell County.

Referred to Committee on Salaries and Fees.

H. B. 262, a bill to amend Chapter 365 of the Session Laws of 1951 relating to the fixing of compensation of the tax collector and tax supervisor of Caswell County.

Referred to Committee on Salaries and Fees.

H. B. 265, a bill relating to the compensation of certain officials, jurors and witnesses in Cherokee County.

Referred to Committee on Salaries and Fees.

H. B. 268, a bill to regulate and fix the fees of jurors in Onslow County.

Referred to Committee on Salaries and Fees.

H. B. 269, a bill relating to the compensation of jurors in Alleghany County.

Referred to Committee on Salaries and Fees.

H. B. 276, a bill amending H. B. 49 of the 1961 Session, ratified March 14, 1961, and to be codified as Chapter 38 of the Session Laws of 1961, adopting Replacement Volumes 2B and 3A of the General Statutes.

Referred to Committee on Judiciary No. 1.

H. B. 285, a bill to amend the charter of the town of Selma, North Carolina, relating to the salaries of the mayor and board of commissioners.

Referred to Committee on Salaries and Fees.

H. B. 286, a bill to amend Chapter 146 of the Session Laws of 1959 for the purpose of fixing the fees for jurors and grand jurors in Washington County.

Referred to Committee on Salaries and Fees.

H. R. 309, a joint resolution honoring the memory of Doctor John Mahlon Phelps, former member of the House of Representatives from Washington County.

Upon motion of Senator Midgett, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 110, a bill to fix the salaries of officials and employees of Henderson County for the two year period beginning July 1, 1961.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 115, a bill to amend Chapter 400 of the Private Laws of North Carolina, Session of 1913, containing the legislative charter of the Moses H. Cone Memorial Hospital.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 121, a bill to amend General Statutes 160-227.1 authorizing the town of Raeford to regulate the platting and recording of subdivisions of land and requiring the appointment of additional members to the Raeford Planning Board prior to exercising such authority.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 128, a bill to authorize the board of county commissioners of Mitchell County to cancel and abate certain interest and penalties on delinquent taxes in Mitchell County.

Passes its second and third readings and is ordered enrolled.

H. B. 130, a bill to amend Chapter 311 of the Public Local Laws of 1941 to allow commissioners of Rutherford County to set compensation in the manner provided by the General Statutes for attorneys employed for the collection of delinquent taxes.

Passes its second and third readings and is ordered enrolled.

H. B. 131, a bill to amend Chapter 70 of the Session Laws of 1959 relating to the compensation of the members of the board of county commissioners of Rutherford County.

Passes its second and third readings and is ordered enrolled.

H. B. 132, a bill to repeal Chapter 124, Session Laws of 1947 relating to jurors' fees.

Passes its second and third readings and is ordered enrolled.

H. B. 151, a bill authorizing the board of commissioners of Pender County to fix the fees to be charged by the clerk of Superior Court of said county.

Passes its second and third readings and is ordered enrolled.

H. B. 152, a bill authorizing the board of commissioners of Pender County to fix the fees to be charged by the sheriff of said county.

Passes its second and third readings and is ordered enrolled.

H. B. 153, a bill authorizing the board of commissioners of Pender County to fix the fees to be charged by the register of deeds of said county.

Passes its second and third readings and is ordered enrolled.

H. B. 155, a bill to fix the compensation of the chairman and members of the board of county commissioners of Johnston County.

Passes its second and third readings and is ordered enrolled.

H. B. 184, a bill relating to the fees of the register of deeds in Hertford County.

Passes its second and third readings and is ordered enrolled.

S. B. 34, a bill to provide for the appointment of an attorney in fact which shall continue to be effective notwithstanding the incapacity or incompetence of the principal therein.

Upon motion of Senator Clark, action on the bill is postponed until Tuesday, March 28, 1961.

S. B. 37, a bill relating to release of the mortgagor by unauthorized dealings between the mortgagee and the mortgagor's assuming grantee.

Upon motion of Senator Hamilton, action on the bill is postponed until Tuesday, March 28, 1961.

Upon motion of Senator Midgett, the Senate adjourns in honor of the memory of Dr. J. M. Phelps of Washington County, who died Sunday, March 26, 1961, to meet tomorrow at 12 M.

FORTY-SECOND DAY

SENATE CHAMBER,

Tuesday, March 28, 1961.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. Albert F. Fisher of the Highland Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Johnson, the courtesies of the lobby are extended to Mr. and Mrs. Danieley of Wake County.

Upon motion of Senator Burrow, the courtesies of the galleries are extended to the teachers and the students of the eighth grade of the Randleman School of Randolph County.

Upon motion of Senator Moore, the courtesies of the lobby are extended to Mr. French, Williams Lennon and Mr. Allen of Robeson County.

Upon motion of Senator Humphrey, the courtesies of the lobby are extended to Miss Charlotte Gobble of Forsyth County, Mrs. Jean Davidson, Mrs. Mary Pierce, Mrs. Louise Miller, Mrs. Jean Mills and Mrs. Carey Shufeld, all of Guilford County.

Upon motion of Senator Whitley, the courtesies of the galleries are extended to the teachers and the students of the Kenly High School of Johnston County.

Upon motion of Senator Humphrey, the courtesies of the lobby are extended to Mrs. James Coltrane, Mrs. Horace Kornegay, Mrs. Glenn Elston and Mrs. Ben Wilson, all of Guilford County.

Upon motion of Senator Moore, the courtesies of the galleries are extended to the teachers and the students of the Saint Pauls School of Robeson County.

Upon motion of Senator Brock, the courtesies of the galleries are extended to the teachers and the students of the Courtney and Farbush School of Yadkin County.

The Chair extends the courtesies of the galleries to the teachers and the students of the Chocowinity High School of Beaufort County.

Upon motion of Senator Alford, the courtesies of the floor are extended to former Senator Wilbur Jolly of Franklin County.

Upon motion of Senator Banzet, the courtesies of the lobby are extended to Howard Steed of Warren County.

Upon motion of Senator Warren of Sampson, the courtesies of the lobby are extended to Miss Mary Hardage of Wake County.

The President announces that only Public Local bills on the Calendar will be considered at tomorrow's Session.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 287, a joint resolution expressing sympathy upon the death of Kemp Battle Ewing.

H. R. 288, a joint resolution expressing regret and sympathy upon the death of Jeter C. Burleson, former member of the General Assembly from Mitchell County.

S. B. 33, an act to amend General Statutes 1-86 so as to remove the limitation that only the presiding judge may order a venire from another county.

S. B. 51, an act to exempt Warren County from the provisions of Chapter 1235 of the Session Laws of 1959, relating to plats and subdivisions and land surveys and recording of the same.

S. B. 100, an act to provide for the consolidation of the Winston-Salem City Board of Education and the Forsyth County Board of Education.

H. B. 3, an act to amend General Statutes 9-4, as the same appears in the 1959 Cumulative Supplement of Volume 1B of the General Statutes, pertaining to modification as to drawing jury panels in the various counties, enabling Wayne County to increase the number of scrolls drawn at various terms of court.

H. B. 32, an act relating to filling vacancies on the Columbus County Board of Education.

H. B. 57, an act to make the statute of limitations on judgments rendered by a justice of the peace ten years.

H. B. 100, an act to amend General Statutes 115-18 relating to the county boards of education so as to fix the number of the members of the Person County Board of Education.

H. B. 127, an act to amend Chapter 235 of the 1959 Session Laws relative to members of the county board of education of Swain County.

H. B. 174, an act to authorize the school board of the Franklinton City Schools in Franklin County to transfer surplus from capital outlay fund to current expense fund for fiscal 1959-1960.

H. B. 166, an act to revise the Burlington City Charter.

H. B. 196, an act to provide for the nomination of members of the board of education of Person County by districts in a non-partisan election.

H. B. 198, an act to amend Chapter 641 of the Session Laws of 1949, relating to the charter of the city of Monroe, to extend the corporate limits of said city.

H. R. 309, a joint resolution honoring the memory of Dr. John Mahlon Phelps, former member of the House of Representatives from Washington County.

H. B. 128, an act to authorize the board of county commissioners of Mitchell County to cancel and abate certain interest and penalties on delinquent taxes in Mitchell County.

H. B. 130, an act to amend Chapter 311 of the Public-Local Laws of 1941 to allow commissioners of Rutherford County to set compensation in the manner provided by the General Statutes for attorneys employed for the collection of delinquent taxes.

H. B. 131, an act to amend Chapter 70 of the Session Laws of 1959 relating to the compensation of the members of the board of county commissioners of Rutherford County.

H. B. 132, an act to repeal Chapter 124, Session Laws of 1947, relating to jurors' fees.

H. B. 151, an act authorizing the board of commissioners of Pender County to fix the fees to be charged by the clerk of Superior Court of said county.

H. B. 152, an act authorizing the board of commissioners of Pender County to fix the fees to be charged by the sheriff of said county.

H. B. 153, an act authorizing the board of commissioners of Pender County to fix the fees to be charged by the register of deeds of said county.

H. B. 155, an act to fix the compensation of the chairman and members of the board of county commissioners of Johnston County.

H. B. 184, an act relating to the fees of the register of deeds in Hertford County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Scott, for the Committee on Education:

H. B. 258, a bill to submit to the voters of Caswell County the question of whether the members of the board of education of Caswell County shall be elected for staggered four-year terms, with a favorable report.

H. B. 294, a bill to increase the membership of the board of education of Pamlico County to seven members, with a favorable report.

By Senator Bell, for the Committee on Judiciary No. 1:

S. B. 92, a bill to amend the Motor Vehicle Safety and Financial Responsibility Act of 1953 so that commencement of a proceeding thereunder shall not automatically suspend the order or act of the Commissioner of Motor Vehicles, with a favorable report.

S. B. 147, a bill authorizing the board of commissioners of the city of Roanoke Rapids to call an election upon the question of adopting a city manager form of government for the city of Roanoke Rapids, with a favorable report.

Upon motion of Senator Crew, the bill is placed upon today's Calendar.

By Senator Clark, for the Committee on Judiciary No. 2:

S. B. 63, a bill to amend General Statutes 7-70 relating to the terms of Superior Court in Rowan County, with a favorable report.

S. B. 137, a bill to amend General Statutes 160-200 so as to clarify the provisions relating to municipal support of an art gallery, with a favorable report, as amended.

H. B. 73, a bill to clarify General Statutes 15-167 relating to extending a term of court otherwise expiring in the course of a trial, with a favorable report.

H. B. 75, a bill to amend General Statutes 7-70 so as to fix the terms of Superior Court to be held in Caldwell County, with a favorable report.

H. B. 200, a bill to amend Chapter 386 of the Public Laws of 1909 and Chapter 413 of the Session Laws of 1957, relating to the civil jurisdiction of the Rowan County court and to the salaries of the trial justice and prosecuting attorney for said court, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Humber, Hamilton, Forsyth, Banzet, Jordan, Scott, Rutledge, Eubank, King, Alford, Eagles, White, Clark, Brock, Bell, Whitmire, Hoyle, Crew, Morgan, Johnson, Clayton, Gentry, Roberts, Winkler, Cook, Shelton, Midgett, Thomas of Union, Burrow, Aydlett, Winslow, Kesler, Thomas of Hoke, Warren of Sampson, Humphrey, Shuford and Sumner: S. B. 148, a bill to establish annual awards for outstanding achievements by citizens of North Carolina.

Referred to Committee on Higher Education.

By Senators Whitley, Forsyth, Shelton and Clayton: S. B. 149, a bill to permit invited guests of the owners to fish in private ponds without licenses.

Referred to Committee on Wildlife.

By Senators Whitley, Forsyth, Shelton and Clayton: S. B. 150, a bill to permit the sale of game fish for purposes other than propagation under permit.

Referred to Committee on Wildlife.

By Senator Shelton: S. B. 151, a bill to validate the application of Planters Cotton Oil & Fertilizer Company for certain gasoline tax refund, which application was inadvertently filed too late.

Referred to Committee on Finance.

By Senators Shelton and Alford: S. B. 152, a bill to validate the application of the city of Rocky Mount for certain gasoline tax refunds.

Referred to Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 310, a joint resolution memorializing the President and Congress of the United States to take immediate action to establish quotas by country and by category on textile imports.

Upon motion of Senator Davis, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 34, a bill to provide for the appointment of an attorney in fact which shall continue to be effective notwithstanding the incapacity or incompetence of the principal therein, upon second reading.

The bill passes its second reading.

Upon objection of Senator King to the third reading of the bill, the bill remains upon the Calendar.

S. B. 37, a bill relating to release of the mortgagor by unauthorized dealings between the mortgagee and the mortgagor's assuming grantee.

The substitute bill offered by the Committee is adopted.

Upon motion of Senator Crew, action on the bill is postponed until Thursday, March 30, 1961.

S. B. 133, a bill to amend Chapter 380 of the Private Laws of North Carolina, Session 1915, as amended, changing and adding to certain ward lines of the city of Sanford.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 147, a bill authorizing the board of commissioners of the city of Roanoke Rapids to call an election upon the question of adopting a city manager form of government for the city of Roanoke Rapids.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Stone, the Senate adjourns to meet tomorrow at 12 M.

FORTY-THIRD DAY

SENATE CHAMBER,
Wednesday, March 29, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. John W. Cobb of the Holy Trinity Lutheran Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Apex School of Wake County.

Upon motion of Senator Van Landingham, the courtesies of the galleries are extended to the teachers and the students of the Southmont School of Davidson County.

Upon motion of Senator Bell, Peter Pickens of Mecklenburg County is made an honorary page of the Senate.

Upon motion of Senator Van Landingham, Betsy Winstead of Wake County is made an honorary page of the Senate.

Upon motion of Senator Hamilton, the courtesies of the lobby are extended to Mrs. N. Hector McGeachy, Jr., wife of Senator McGeachy of Cumberland County.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 310, a joint resolution memorializing the President and Congress of the United States to take immediate action to establish quotas by country and by category on textile imports.

H. B. 33, an act relating to filling vacancies on the Whiteville City Board of Education.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Scott, for the Committee on Education:

H. B. 41, a bill to amend General Statutes 115-183 relating to the powers of the board of education in Mecklenburg County, with a favorable report.

H. B. 220, a bill to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office, with a favorable report, as amended.

Upon motion of Senator Whitmire, the bill is placed upon today's Calendar.

By Senator Kesler, for the Committee on Courts and Judicial Districts:

H. B. 117, a bill to amend General Statutes 7-70 so as to delete the October civil term of Superior Court from the Currituck County schedule, with a favorable report.

H. B. 199, a bill to amend General Statutes 7-70 so as to add a one week civil non-jury term to the Superior Court schedule in Mecklenburg County, with a favorable report.

By Senator King, for the Committee on Counties, Cities and Towns:

S. B. 141, a bill to amend the law relating to housing authorities and projects for the purpose of extending the benefits to cities and towns of limited populations, with a favorable report.

H. B. 240, a bill relating to the discount allowable for the prepayment of taxes in Hoke County, with a favorable report.

H. B. 241, a bill to extend the authority of police officers of the town of Rose Hill in Duplin County for a distance of one mile beyond the corporate limits, with a favorable report.

H. B. 249, a bill to appoint a member of the board of water commissioners of the city of Hendersonville, with a favorable report.

H. B. 252, a bill to repeal Chapter 294, Session Laws of 1953, which Chapter amended Section 5, Chapter 316, Private Laws of 1903 relating to election of municipal officers in the town of Wendell to prescribe election procedure for municipal officers, and to eliminate primary elections for municipal officers in the town of Wendell, with a favorable report.

H. B. 257, a bill to submit to the voters of Caswell County the question of whether the board of commissioners of Caswell County shall be elected for staggered four-year terms, with a favorable report.

By Senator White, for the Committee on Finance:

S. B. 107, a bill to provide an election for establishment of the Kelly Dike District in Frenches Creek Township, Bladen County, and for the levy and collection of an ad valorem tax for repair, construction, and maintenance of a dike in said district for flood control, with a favorable report.

H. B. 135, a bill in relation to the levy of taxes for the payment of the principal and interest of bonds of the town of Banner Elk, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Forsyth, White and Clayton: S. B. 153, a bill to regulate the distribution and sale of hunting and fishing licenses.

Referred to Committee on Wildlife.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 205, a bill to incorporate the town of Boiling Spring Lakes in Brunswick County.

Referred to Committee on Counties, Cities and Towns.

H. B. 212, a bill to amend Chapter 1235 of the Session Laws of 1959, relating to recording land surveys, so as to exempt Richmond County therefrom.

Referred to Committee on Local Government.

H. B. 221, a bill to amend General Statutes 153-9 so as to authorize the county commissioners of Martin County to assist financially the soil conservation services.

Referred to Committee on Agriculture.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 63, a bill to amend General Statutes 7-70 relating to the terms of Superior Court in Rowan County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 75, a bill to amend General Statutes 7-70 so as to fix the terms of Superior Court to be held in Caldwell County.

Passes its second and third readings and is ordered enrolled.

H. B. 200, a bill to amend Chapter 386 of the Public Laws of 1909 and Chapter 413 of the Session Laws of 1957, relating to the civil jurisdiction of the Rowan County Court and to the salaries of the trial justice and prosecuting attorney for said court.

Passes its second and third readings and is ordered enrolled.

H. B. 258, a bill to submit to the voters of Caswell County the question of whether the members of the board of education of Caswell County shall be elected for staggered four-year terms.

Passes its second and third readings and is ordered enrolled.

H. B. 294, a bill to increase the membership of the board of education of Pamlico County to seven members.

Passes its second and third readings and is ordered enrolled.

H. B. 220, a bill to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office.

Upon motion of Senator Whitmire, amendment No. 2 offered by the Committee, is withdrawn.

The amendments offered by the Committee are adopted.

Senator Hamilton offers an amendment which is adopted.

Senator Clayton offers an amendment which is adopted.

Senator White offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendments.

Upon motion of Senator Burrow, the Senate adjourns to meet tomorrow at 12 M.

FORTY-FOURTH DAY

SENATE CHAMBER,
Thursday, March 30, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. Clyde O. Robinson, Jr., Assistant Pastor of the White Memorial Presbyterian Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator McGeachy, the courtesies of the lobby are extended to Mrs. Archie Davis, wife of Senator Davis of Forsyth County, and Tom and Haywood Davis, sons of Mr. and Mrs. Davis, are made honorary pages of the Senate.

Upon motion of Senator Midgett, the courtesies of the lobby are extended to Mrs. Lindsay Warren, wife of Senator Warren of Beaufort County.

Upon motion of Senator King, the courtesies of the galleries are extended to the teachers and the students of the Laurinburg High School of Scotland County.

Upon motion of Senator Van Landingham, Miss Betty Jo Philpott and Miss Libby Smith of Davidson County are made honorary pages of the Senate.

Upon motion of Senator Van Landingham, the courtesies of the lobby are extended to Charles Hamilton of Davidson County.

Upon motion of Senator Bell, Robert, Marian, Bill and Keith Calder of Mecklenburg County are made honorary pages of the Senate.

Upon motion of Senator Johnson, the courtesies of the galleries are extended to the teachers and the students of the Cool Springs School of Iredell County.

The President extends the courtesies of the galleries to the teachers and the students of the Mount Gilead School of Montgomery County.

Upon motion of Senator White, H. B. 220, a bill to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office, is recalled from the House of Representatives for further consideration by the Senate.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 117, an act to repeal Chapter 294, Session Laws of 1953, which Chapter amended Section 5, Chapter 316, Private Laws of 1903, relating to election of municipal officers in the town of Wendell; to prescribe election procedure for municipal officers, and to eliminate primary elections for municipal officers in the town of Wendell.

S. B. 147, an act authorizing the board of commissioners of the city of Roanoke Rapids to call an election upon the question of adopting a city manager form of government for the city of Roanoke Rapids.

H. B. 75, an act to amend General Statutes 7-70 so as to fix the terms of Superior Court to be held in Caldwell County.

H. B. 200, an act to amend Chapter 386 of the Public Laws of 1909 and Chapter 413 of the Session Laws of 1957, relating to the civil jurisdiction of the Rowan County Court and to the salaries of the trial justice and prosecuting attorney for said court.

H. B. 258, an act to submit to the voters of Caswell County the question of whether the members of the board of education of Caswell County shall be elected for staggered four-year terms.

H. B. 294, an act to increase the membership of the board of education of Pamlico County to seven members.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Davis, for the Committee on Conservation and Development:

S. B. 99, a bill to reorganize the Board of Conservation and Development, with a favorable report.

By Senator Clark, for the Committee on Judiciary No. 2:

H. B. 183, a bill relating to resigned or retired judges of the Superior Court, with a favorable report.

By Senator Currie, for the Committee on Election Laws and Legislative Representation:

S. B. 66, a bill to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate, with a favorable report, as amended.

Upon motion of Senator Currie, the bill is made a Special Order of the day for Wednesday, April 5, 1961.

By Senator Scott, for the Committee on Education:

H. B. 162, a bill appointing members of the Madison County Board of Education and fixing their terms of office, with a favorable report.

By Senator Kesler, for the Committee on Courts and Judicial Districts:

H. B. 158, a bill to abolish trials by jury in criminal cases in the municipal recorder's court in the city of Jacksonville and to provide for the return of warrants to said court, with a favorable report.

H. B. 230, a bill to amend Chapter 535 of the Session Laws of 1955, relating to the recorder's court of Harnett County, with a favorable report.

By Senator Humphrey, for the Committee on Insurance:

S. B. 124, a bill to amend General Statutes 58-79 to permit investments by life insurance companies in electronic and mechanical machines constituting a data processing and accounting system in North Carolina, with a favorable report.

S. B. 125, a bill to amend Chapter 58, Article 22, relating to reserve valuation and nonforfeiture benefits of life insurance policies, with a favorable report.

By Senator Bell, for the Committee on Judiciary No. 1:

S. B. 41, a bill to amend Article 1 of Chapter 45 of the General Statutes so as to establish the right of installment buyers under conditional sales and purchase money chattel mortgages to possession before default, with a favorable report, as amended.

S. B. 42, a bill relating to liability of physicians and surgeons for malpractice where the person responsible for the original injury has been released, with a favorable report.

S. B. 132, a bill to rewrite Section 14-390 of the General Statutes, relating to the furnishing of certain intoxicants, drugs or weapons to inmates of charitable and penal institutions, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jordan: S. B. 154, a bill to amend Article III, Section 12, and Article XIV, Section 6, of the Constitution of North Carolina, for the purpose of authorizing the General Assembly to provide for succession to the office of Governor and other State Officers in case of war, catastrophe or other emergencies and to provide temporary seats of government.

Referred to Committee on Constitution.

By Senator Hoyle: S. B. 155, a bill to provide for the admissibility in evidence and use of annuity tables in actions for wrongful death and certain actions for damages for personal injuries.

Referred to Committee on Judiciary No. 1.

By Senator Kesler: S. B. 156, a bill to amend the charter of the town of Faith relating to the town's officials and the election thereof.

Upon motion of Senator Kesler, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Moore: S. B. 157, a bill to amend S. B. 119, ratified the 21st day of March and becoming Chapter 70 of the Session Laws of 1961, relating to the nomination and election of the mayor and commissioners of the city of Lumberton.

Upon motion of Senator Moore, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Clark: S. B. 158, a bill relating to the authority of the county commissioners of Bladen County to fix the salaries of county officials of said county.

Referred to Committee on Salaries and Fees.

By Senator Thomas of Union: S. B. 159, a bill authorizing the board of commissioners of Stanly County to extend the period during which it may sit in 1961 as a board of equalization and review.

Referred to Committee on Counties, Cities and Towns.

By Senator Shelton: S. R. 160, a joint resolution expressing appreciation for the hospitality and constructive program presented by the Seaboard Air

Line Railway, the Federal and State Forestry Departments and the forest products users and manufacturers to members of the General Assembly.

Upon motion of Senator Shelton, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senators Morgan and Shelton: S. B. 161, a bill to appropriate funds for improving cotton production and the marketing of cotton.

Referred to Committee on Agriculture.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 255, a bill to prohibit any person from obtaining or attempting to obtain goods, property or services by false or fraudulent use of credit cards or other false and fraudulent means and to prescribe penalties therefor.

Referred to Committee on Judiciary No. 2.

H. R. 339, a joint resolution inviting the President of the United States to address a Joint Session of the General Assembly.

Upon motion of Senator Davis, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. R. 340, a joint resolution expressing appreciation for the hospitality and constructive program presented by the Seaboard Air Line Railway, the Federal and State Forestry Departments and the forest products users and manufacturers to the General Assembly.

Upon motion of Senator Shelton, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 344, a bill to name and appoint the county board of education of Jackson County.

Upon motion of Senator Clayton, the rules are suspended and the bill is placed upon its immediate passage.

Senator Clayton offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 351, a bill to appoint trustees of the Tryon City Administrative School Unit in Polk County.

Upon motion of Senator Whitmire, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

HOUSE OF REPRESENTATIVES,
Thursday, March 30, 1961.

Mr. President:

Pursuant to your request we are returning H. B. 220 entitled "an Act to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office," for further consideration by your Honorable Body.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

Upon motion of Senator White, the vote by which the bill, as amended, passed its third reading is reconsidered, and the bill is placed upon today's Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 107, a bill to provide an election for establishment of the Kelly Dike District in Frenches Creek Township, Bladen County, and for the levy and collection of an ad valorem tax for repair, construction, and maintenance of a dike in said district for flood control, upon second reading.

The bill passes its second reading by roll call vote, ayes 50, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—50.

H. B. 135, a bill in relation to the levy of taxes for the payment of the principal and interest of bonds of the town of Banner Elk, upon second reading.

The bill passes its second reading by roll call vote, ayes 50, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—50.

H. B. 41, a bill to amend General Statutes 115-183 relating to the powers of the board of education in Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

H. B. 117, a bill to amend General Statutes 7-70 so as to delete the October civil term of Superior Court from the Currituck County schedule.

Passes its second and third readings and is ordered enrolled.

H. B. 199, a bill to amend General Statutes 7-70 so as to add a one week civil non-jury term to the Superior Court schedule in Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

H. B. 240, a bill relating to the discount allowable for the prepayment of taxes in Hoke County.

Passes its second and third readings and is ordered enrolled.

H. B. 241, a bill to extend the authority of police officers of the town of Rose Hill in Duplin County for a distance of one mile beyond the corporate limits.

Passes its second and third readings and is ordered enrolled.

H. B. 249, a bill to appoint a member of the board of water commissioners of the city of Hendersonville.

Passes its second and third readings and is ordered enrolled.

H. B. 252, a bill to repeal Chapter 294, Session Laws of 1953, which Chapter amended Section 5, Chapter 316, Private Laws of 1903, relating to election of municipal officers in the town of Wendell; to prescribe election procedure for municipal officers, and to eliminate primary elections for municipal officers in the town of Wendell.

Upon motion of Senator Jordan, the bill is laid upon the table.

H. B. 257, a bill to submit to the voters of Caswell County the question of whether the board of commissioners of Caswell County shall be elected for staggered four-year terms.

Passes its second and third readings and is ordered enrolled.

S. B. 141, a bill to amend the law relating to housing authorities and projects for the purpose of extending the benefits to cities and towns of limited populations, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Morgan, Rhine, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, Whitley, Whitmire, Winkler, Winslow—47.

S. B. 34, a bill to provide for the appointment of an attorney in fact which shall continue to be effective notwithstanding the incapacity or incompetence of the principal therein, upon third reading.

Passes its third reading and is ordered sent to the House of Representatives.

S. B. 37, a bill relating to release of the mortgagor by unauthorized dealings between the mortgagee and the mortgagor's assuming grantee.

Senator King offers an amendment, which fails of adoption.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 38, a bill to amend the General Statutes of North Carolina by adding thereto Chapter 31A, entitled "Acts Barring Property Rights".

Upon motion of Senator Warren of Sampson, action on the bill is postponed until Tuesday, April 4, 1961.

S. B. 92, a bill to amend the Motor Vehicle Safety and Financial Responsibility Act of 1953 so that commencement of a proceeding thereunder shall not automatically suspend the order or act of the commissioner of motor vehicles.

Upon motion of Senator White, action on the bill is postponed until Tuesday, April 4, 1961.

S. B. 137, a bill to amend General Statutes 160-200 so as to clarify the provisions relating to municipal support of an art gallery.

Upon motion of Senator White, action on the bill is postponed until Tuesday, April 4, 1961.

H. B. 73, a bill to clarify General Statutes 15-167 relating to extending a term of court otherwise expiring in the course of a trial.

Upon motion of Senator White, action on the bill is postponed until Tuesday, April 4, 1961.

H. B. 220, a bill to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office, upon third reading.

Upon motion of Senator White, the vote by which the amendment relative to Lenoir County was adopted on yesterday is reconsidered and is withdrawn.

Upon motion of Senator Hamilton, the vote by which the amendment relative to Carteret County was adopted on yesterday is reconsidered and is withdrawn.

Senator Hamilton offers an amendment, which is adopted.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Thursday, March 30, 1961.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House failed to concur in the Senate amendment to H. B. 344 entitled "an Act to name and appoint the county board of education of Jackson County," and requests conferees. Mr. Speaker Hunt has appointed Representatives Lloyd, Jones and Whitehurst on the part of the House to confer with a like committee appointed on the part of the Senate to the end that the differences arising may be adjusted.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

Upon motion of Senator Clayton, the President appoints as conferees on the part of the Senate, Senators Whitley and Midgett, and a message

is ordered sent to the House of Representatives informing that Honorable Body of such action.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow morning at 10 o'clock.

FORTY-FIFTH DAY

SENATE CHAMBER,
Friday, March 31, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Shelton, the courtesies of the galleries are extended to the teachers and the students of the 8th grade of the North Tarboro School of Edgecombe County.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Mrs. Sam Leager of Wake County, and Andrew Norman and Edward Richardson Leager, sons of Mr. and Mrs. Sam Leager, are made honorary pages of the Senate.

Upon motion of Senator Van Landingham, the courtesies of the lobby are extended to Mrs. Jennings G. King, wife of Senator King of Scotland County, and Carolyn King and Graham King, daughter and son of Senator and Mrs. King, are made honorary pages of the Senate.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Mrs. Ann Sterling of Wake County.

Upon motion of Senator Johnson, David Andrew Harris III and Mary Arden Harris of Mecklenburg County are made honorary pages of the Senate.

Upon motion of Senator Whitley, the courtesies of the galleries are extended to the teachers and the students of the Selma School of Johnston County.

CONFERENCE REPORT

Senator Whitley for the Conferees appointed to consider the differences arising between the Senate and the House of Representatives upon H. B. 344, a bill to name and appoint the county board of education of Jackson County, submits the following report:

Thursday, March 30, 1961.

To the President of the Senate and the Speaker of the House of Representatives:

The Conference Committee, consisting of Representatives Whitehurst, Lloyd and Jones and Senators Whitley and Midgett, voted three to two that

the following be appointed to the Jackson County Board of Education: W. R. Enloe, George J. Stewart, Burk Buchanan, Lawrence Tilley and Tom Patton.

Respectfully submitted,

SAM L. WHITEHURST

LEONARD W. LLOYD

AUSTIN JONES

Conferees on the part of the House.

A. J. WHITLEY, JR.

P. D. MIDGETT, JR.

Conferees on the part of the Senate.

Upon motion of Senator Whitley, the Conferees' Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action, and upon his motion the Conferees are discharged.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 339, a joint resolution inviting the President of the United States to address a Joint Session of the General Assembly.

H. R. 340, a joint resolution expressing appreciation for the hospitality and constructive program presented by the Seaboard Air Line Railway, the Federal and State Forestry Departments and the forest products users and manufacturers to members of the General Assembly.

S. B. 12, an act to amend certain Sections of the General Statutes to provide for the disbursement of the annual appropriation for aid to the medically indigent by the State Board of Public Welfare rather than by the North Carolina Medical Care Commission.

S. B. 62, an act to amend various Sections of the General Statutes of North Carolina relating to the name of the State Board of Public Welfare.

S. B. 109, an act to authorize and empower the chief of police of the town of Fuquay Springs to accept affidavits and bonds.

S. B. 113, an act to authorize the board of county commissioners of Stanly County to make appropriations for industrial development purposes and to create and fix the powers of an industrial development commission for Stanly County.

S. B. 120, an act to increase the membership of the Henderson County Board of Education.

H. B. 41, an act to amend General Statutes 115-183 relating to the powers of the board of education in Mecklenburg County.

H. B. 117, an act to amend General Statutes 7-70 so as to delete the October civil term of Superior Court from the Currituck County schedule.

H. B. 199, an act to amend General Statutes 7-70 so as to add a one week civil non-jury term to the Superior Court schedule in Mecklenburg County.

H. B. 220, an act to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office.

H. B. 240, an act relating to the discount allowable for the prepayment of taxes in Hoke County.

H. B. 241, an act to extend the authority of police officers of the town of Rose Hill in Duplin County for a distance of one mile beyond the corporate limits.

H. B. 249, an act to appoint a member of the board of water commissioners of the city of Hendersonville.

H. B. 257, an act to submit to the voters of Caswell County the question of whether the board of commissioners of Caswell County shall be elected for staggered four-year terms.

H. B. 351, an act to appoint trustees of the Tryon City Administrative School Unit in Polk County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Alford, for the Committee on Local Government:

S. B. 140, a bill relating to salaries of recorder and prosecuting attorney of the recorder's court of Wake Forest in Wake County, with a favorable report.

H. B. 99, a bill to extend the territorial jurisdiction of the city police department of the town of Black Mountain in Buncombe County, with a favorable report.

H. B. 212, a bill to amend Chapter 1235 of the Session Laws of 1959, relating to recording land surveys, so as to exempt Richmond County therefrom, with a favorable report.

By Senator Moore, for the Committee on Public Roads:

S. B. 96, a bill to make unlawful the operation of a motor vehicle under the influence of any drug, with a favorable report, as amended.

S. B. 135, a bill to amend General Statutes 20-190 with regard to the color of motor vehicles driven by officers of the State Highway Patrol, with a favorable report.

By Senator White, for the Committee on Finance:

S. B. 76, a bill to authorize counties to issue bonds for the purpose of erection or purchase of county office buildings, with a favorable report.

S. B. 88, a bill to amend and clarify the provisions of Chapter 158 of the General Statutes relating to the levying of taxes for local development, with a favorable report.

S. B. 151, a bill to validate the application of Planters Cotton Oil & Fertilizer Company for certain gasoline tax refund, which application was inadvertently filed too late, with an unfavorable report.

S. B. 152, a bill to validate the application of the city of Rocky Mount for certain gasoline tax refunds, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator White: S. B. 162, a bill to provide for the improvement and maintenance of the Caswell Burial Site in Lenoir County.

Referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 177, a bill to establish "Heritage Square" and to create the Heritage Square Commission.

Referred to Committee on State Government.

H. B. 178, a bill to establish the State Capitol Planning Commission.

Referred to Committee on State Government.

H. B. 270, a bill to amend General Statutes 47-43.2 relating to validation of recorded instruments where execution was proved by subscribing witness.

Referred to Committee on Judiciary No. 1.

H. B. 280, a bill to permit the town of Highlands in Macon County to lease certain realty for the purposes of establishing and maintaining a botanical garden.

Referred to Committee on Local Government.

H. B. 303, a bill to amend various Sections of the General Statutes to change the title of the county superintendent of Public Welfare to that of county director of public welfare.

Referred to Committee on Public Welfare.

H. B. 306, a bill to amend General Statutes 153-5 so as to provide for a seven-member board of county commissioners in Person County who shall be elected by districts.

Referred to Committee on Counties, Cities and Towns.

H. B. 322, a bill providing for the regulation of the subdivision of land in Mecklenburg County.

Referred to Committee on Local Government.

HOUSE OF REPRESENTATIVES,

Friday, March 31, 1961.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on H. B. 344, entitled "a bill to name and appoint the county board of education of Jackson County," to the end that if a similar report is adopted by the Senate, we will order the bill enrolled.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 107, a bill to provide an election for establishment of the Kelly Dike District in Frenches Creek Township, Bladen County, and for the levy and collection of an ad valorem tax for repair, construction, and maintenance of a dike in said district for flood control, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—46.

The bill is ordered sent to the House of Representatives.

H. B. 135, a bill in relation to the levy of taxes for the payment of the principal and interest of bonds of the town of Banner Elk, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—46.

The bill is ordered enrolled.

H. B. 158, a bill to abolish trials by jury in criminal cases in the municipal recorder's court in the city of Jacksonville and to provide for the return of warrants to said court.

Passes its second and third readings and is ordered enrolled.

H. B. 162, a bill appointing members of the Madison County Board of Education and fixing their terms of office.

Upon motion of Senator Roberts, action on the bill is postponed until Tuesday, April 4, 1961.

H. B. 230, a bill to amend Chapter 535 of the Session Laws of 1955, relating to the recorder's court of Harnett County.

Passes its second and third readings and is ordered enrolled.

S. B. 141, a bill to amend the law relating to housing authorities and projects for the purpose of extending the benefits to cities and towns of limited populations, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—46.

The bill is ordered sent to the House of Representatives.

S. B. 41, a bill to amend Article 1 of Chapter 45 of the General Statutes so as to establish the right of installment buyers under conditional sales and purchase money chattel mortgages to possession before default, upon third reading.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its third reading and is ordered engrossed.

S. B. 42, a bill relating to liability of physicians and surgeons for malpractice where the person responsible for the original injury has been released.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 99, a bill to reorganize the Board of Conservation and Development.

Upon motion of Senator Davis, the bill is re-referred to the Committee on Conservation and Development.

S. B. 124, a bill to amend General Statutes 58-79 to permit investments by life insurance companies in electronic and mechanical machines constituting a data processing and accounting system in North Carolina.

Senator White moves that the bill be re-referred to a Judiciary Committee. The motion fails to prevail.

Upon motion of Senator Kesler, action on the bill is postponed until Thursday, April 6, 1961.

S. B. 125, a bill to amend Chapter 58, Article 22, relating to reserve valuation and nonforfeiture benefits of life insurance policies.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 132, a bill to rewrite Section 14-390 of the General Statutes, relating to the furnishing of certain intoxicants, drugs or weapons to inmates of charitable and penal institutions.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 183, a bill relating to resigned or retired judges of the Superior Court.

Upon motion of Senator Clark, action on the bill is postponed until Monday, April 3, 1961.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 344, an act to name and appoint the county board of education of Jackson County.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

FORTY-SIXTH DAY

SENATE CHAMBER,
Saturday, April 1, 1961.

The Senate meets pursuant to adjournment, and in the absence of Lieutenant Governor H. Cloyd Philpott and President pro tempore Lunsford Crew, the Principal Clerk S. Ray Byerly calls Senator Jordan to the

Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler, for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Scott, the Senate adjourns to meet Monday evening at 8 o'clock.

FORTY-SEVENTH DAY

SENATE CHAMBER,

Monday, April 3, 1961.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore Lunsford Crew.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Thomas of Hoke County, Tommy Dotson of Moore County is made an honorary page of the Senate.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Humber, for the Committee on Higher Education:

S. B. 148, a bill to establish annual awards for outstanding achievements by citizens of North Carolina, with a favorable report.

By Senator King, for the Committee on Counties, Cities and Towns:

S. B. 159, a bill authorizing the board of commissioners of Stanly County to extend the period during which it may sit in 1961 as a board of equalization and review, with a favorable report.

Upon motion of Senator Thomas of Union, the bill is placed upon the Calendar.

By Senator Forsyth, for the Committee on Salaries and Fees:

H. B. 217, a bill to fix the compensation of the chairman and members of the board of education of Halifax County, with a favorable report.

H. B. 218, a bill to fix the compensation of the jurors in Halifax County, with a favorable report.

H. B. 256, a bill fixing the salaries and expense allowances of certain officials and employees in Brunswick County, with a favorable report.

H. B. 260, a bill relating to the compensation of the register of deeds while serving as ex officio clerk to the county board of commissioners of Caswell County, with a favorable report.

H. B. 261, a bill to authorize the board of county commissioners of Caswell County to fix the salaries of the solicitor and judge of the recorder's court of Caswell County, with a favorable report.

H. B. 262, a bill to amend Chapter 365 of the Session Laws of 1951 relating to the fixing of compensation of the tax collector and tax supervisor of Caswell County, with a favorable report.

H. B. 265, a bill relating to the compensation of certain officials, jurors and witnesses in Cherokee County, with a favorable report.

Upon motion of Senator Forsyth, the bill is placed upon today's Calendar.

H. B. 268, a bill to regulate and fix the fees of jurors in Onslow County, with a favorable report.

H. B. 269, a bill relating to the compensation of jurors in Alleghany County, with a favorable report.

H. B. 285, a bill to amend the charter of the town of Selma, North Carolina, relating to the salaries of the mayor and board of commissioners, with a favorable report.

H. B. 286, a bill to amend Chapter 146 of the Session Laws of 1959 for the purpose of fixing the fees for jurors and grand jurors in Washington County, with a favorable report.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 207, a bill to reorganize the Board of Conservation and Development.

Referred to Committee on Conservation and Development.

H. B. 210, a bill to change the date of the municipal election of the town of Dallas from the last Monday in June to the first Monday in May and to fix the compensation of the mayor and members of the board of aldermen of said town.

Referred to Committee on Counties, Cities and Towns.

H. B. 243, a bill to amend General Statutes 47-30 to exempt Perquimans County.

Referred to Committee on Counties, Cities and Towns.

H. B. 277, a bill to amend General Statutes 105-147 relating to income tax deductions.

Referred to Committee on Finance.

H. B. 278, a bill to amend General Statutes 153-48.5 relating to the powers and duties of the board of commissioners of Davie County.

Referred to Committee on Counties, Cities and Towns.

H. B. 282, a bill to authorize the board of county commissioners of Brunswick County to call a special election for the authorization of a resources development tax for Brunswick County and to create and fix the powers of a Resources Development Commission for Brunswick County.

Referred to Committee on Finance.

H. B. 299, a bill appointing members of the Whiteville City School Administrative Unit and fixing their terms of office.

Referred to Committee on Education.

H. B. 300, a bill appointing members of the board of education of Columbus County and fixing their terms of office.

Referred to Committee on Education.

H. B. 305, a bill to authorize the board of county commissioners of Haywood County to govern and regulate the removal and disposal of trash, garbage, etc., and to contract with municipal corporations relating to the removal and disposal of trash, garbage, etc.

Referred to Committee on Counties, Cities and Towns.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 140, a bill relating to salaries of recorder and prosecuting attorney of the recorder's court of Wake Forest in Wake County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 159, a bill authorizing the board of commissioners of Stanly County to extend the period during which it may sit in 1961 as a board of equilization and review.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 265, a bill relating to the compensation of certain officials, jurors and witnesses in Cherokee County.

Passes its second and third readings and is ordered enrolled.

S. B. 152, a bill to validate the application of the city of Rocky Mount for certain gasoline tax refunds.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 99, a bill to extend the territorial jurisdiction of the city police department of the town of Black Mountain in Buncombe County.

Passes its second and third readings and is ordered enrolled.

H. B. 212, a bill to amend Chapter 1235 of the Session Laws of 1959, relating to recording land surveys, so as to exempt Richmond County therefrom.

Passes its second and third readings and is ordered enrolled.

S. B. 76, a bill to authorize counties to issue bonds for the purpose of erection or purchase of county office buildings, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, Whitley, Whitmire, Winkler, Winslow—45.

S. B. 88, a bill to amend and clarify the provisions of Chapter 158 of the General Statutes, relating to the levying of taxes for local development, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, Whitley, Whitmire, Winkler, Winslow—45.

S. B. 96, a bill to make unlawful the operation of a motor vehicle under the influence of any drug.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second reading.

Upon objection of Senator King to its third reading, the bill remains upon the Calendar for its third reading.

S. B. 135, a bill to amend General Statutes 20-190 with regard to the color of motor vehicles driven by officers of the State Highway Patrol.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 183, a bill relating to resigned or retired judges of the Superior Court.

The bill passes its second reading.

Upon objection of Senator Hancock to its third reading, the bill remains upon the Calendar for its third reading.

Upon motion of Senator Morgan, the Senate adjourns to meet tomorrow at 12 M.

FORTY-EIGHTH DAY

SENATE CHAMBER,
Tuesday, April 4, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Sumner, the courtesies of the galleries are extended to the teachers and the students of the Rutherfordton School of Rutherford County.

Upon motion of Senator Morgan, the courtesies of the lobby are extended to John E. Allen and Lee Parkinson of McDowell County.

Upon motion of Senator Davis, the courtesies of the lobby are extended to Mrs. Van Landingham, wife of Senator Van Landingham of Davidson County.

Upon motion of Senator Warren of Beaufort, the courtesies of the floor are extended to former Senator, now U. S. District Attorney nominate, Robert Cowan of Beaufort County.

The Chair grants leave of absence to Senator Hamilton for this week.

Upon motion of Senator Burrow, the courtesies of the galleries are extended to the teachers and the students of the Randleman School of Randolph County.

Upon motion of Senator Shelton, the courtesies of the lobby are extended to Larry Eagles of Edgecombe County.

Upon motion of Senator Rhyne, the courtesies of the galleries are extended to the teachers and the students of Stanly School of Gaston County.

Upon motion of Senator Forsyth, the courtesies of the galleries are extended to the teachers and the students of the Highland School of Cherokee County.

Upon motion of Senator Brock, the courtesies of the galleries are extended to the teachers and the students of the Mocksville School of Davie County.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 74, an act to fix the salaries of the members of the board of education of Nash County.

S. B. 75, an act to authorize boards of county commissioners to choose a vice-chairman.

S. B. 84, an act to authorize an allotment to the College of the Albemarle from the 1957 Capital Improvement Appropriation to the Budget Bureau.

S. B. 101, an act to place Halifax County under the general law relating to penalties and discounts for non-payment and payment of taxes.

S. B. 103, an act to authorize the Halifax County Board of Education to convey certain property to the Halifax County Board of Commissioners.

S. B. 106, an act to establish the U. S. S. North Carolina Battleship Commission, to define the duties and responsibilities of the said Commission and to implement the establishment of the Battleship U. S. S. North Carolina as a memorial and exhibit.

S. B. 156, an act to amend the charter of the town of Faith, relating to the town's officials and the election thereof.

H. B. 135, an act in relation to the levy of taxes for the payment of the principal and interest of bonds of the town of Banner Elk.

H. B. 158, an act to abolish trials by jury in criminal cases in the municipal recorder's court in the city of Jacksonville and to provide for the return of warrants to said court.

H. B. 230, an act to amend Chapter 535 of the Session Laws of 1955, relating to the recorder's court of Harnett County.

S. R. 160, a joint resolution expressing appreciation for the hospitality and constructive program presented by the Seaboard Air Line Railway, the Federal and State Forestry Departments and the Forest Products Users and Manufacturers to members of the General Assembly.

H. B. 99, an act to extend the territorial jurisdiction of the city police department of the town of Black Mountain in Buncombe County.

H. B. 212, an act to amend Chapter 1235 of the Session Laws of 1959, relating to recording land surveys, so as to exempt Richmond County therefrom.

H. B. 265, an act relating to the compensation of certain officials, jurors and witnesses in Cherokee County.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 41, a bill to amend Article 1 of Chapter 45 of the General Statutes so as to establish the right of installment buyers under conditional sales and purchase money chattel mortgages to possession before default.

S. B. 132, a bill to rewrite Section 14-390 of the General Statutes, relating to the furnishing of certain intoxicants, drugs or weapons to inmates of charitable and penal institutions.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator King, for the Committee on Counties, Cities and Towns:

. HB. 205, a bill to incorporate the town of Boiling Spring Lakes in Brunswick County, with a favorable report.

H. B. 210, a bill to change the date of the municipal election of the town of Dallas from the last Monday in June to the first Monday in May and to fix the compensation of the mayor and members of the board of aldermen of said town, with a favorable report.

H. B. 243, a bill to amend General Statutes 47-30 to exempt Perquimans County, with a favorable report, as amended.

H. B. 305, a bill to authorize the board of county commissioners of Haywood County to govern and regulate the removal and disposal of trash, garbage, etc., and to contract with municipal corporations relating to the removal and disposal of trash, garbage, etc., with a favorable report.

H. B. 306, a bill to amend General Statutes 153-5 so as to provide for a seven-member board of county commissioners in Person County who shall be elected by districts, with a favorable report.

By Senator Bell, for the Committee on Judiciary No. 1:

H. B. 242, a bill to amend the General Statutes so as to make married persons under twenty-one years of age competent as to certain transactions, and to validate certain transactions, with a favorable report.

H. B. 276, a bill amending H. B. 49 of the 1961 Session, ratified March 14, 1961, and to be codified as Chapter 38 of the Session Laws of 1961, adopting Replacement Volumes 2B and 3A of the General Statutes, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Warren of Sampson: S. B. 163, a bill to change the name and style of the town of Clinton to the city of Clinton and to designate the governing body thereof as the city council.

Referred to Committee on Local Government.

By Senator Humphrey: S. B. 164, a bill to amend General Statutes 2-52, relating to the payment of insurance proceeds to persons under disability.

Referred to Committee on Insurance.

By Senator Humphrey: S. B. 165, a bill to amend General Statutes 58-79 to permit investments by domestic life insurance companies in public and private housing developments.

Referred to Committee on Insurance.

By Senators Moore, Jordan, Scott and Royall: S. B. 166, a bill to amend Chapter 136 of the General Statutes, relating to the organization of the State Highway Commission.

Referred to Committee on Public Roads.

By Senator Jordan, by request: S. B. 167, a bill to validate the application of the city of Raleigh for a gasoline tax refund which was filed beyond the date allowed by Statute.

Referred to Committee on Finance.

By Senator Jordan, by request: S. B. 168, a bill to amend the charter of the city of Raleigh, relating to the authority given for appropriating public funds for advertising the advantages of the city of Raleigh to industry.

Referred to Committee on Local Government.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 77, a bill to amend General Statutes 105-327, relating to the county board of equalization and review, applicable to McDowell County only.

Referred to Committee on Judiciary No. 2.

H. B. 144, a bill to authorize the board of county commissioners of Stanly County to make appropriations for public library purposes in Stanly County.

Referred to Committee on Local Government.

H. B. 206, a bill to authorize the county of Wake to establish and operate a county library and to authorize the establishment of library branches within incorporated cities of Wake County.

Referred to Committee on Finance.

H. B. 219, a bill to authorize the board of county commissioners of Halifax County to levy a special tax to be used to enlarge the county courthouse.

Referred to Committee on Finance.

H. B. 293, a bill to authorize the board of commissioners of Pamlico County to levy certain special taxes and to limit the rates of tax to amounts necessary to finance certain special purposes.

Referred to Committee on Finance.

H. B. 259, a bill to amend Chapter 212 of the 1959 Session Laws, relating to county elections on the question of levying taxes for industrial development purposes so as to make the same apply to Caswell County.

Referred to Committee on Finance.

H. B. 323, a bill to permit the general county court of Alamance County to hold court in the auditorium of the Alamance County Agriculture Building.

Referred to Committee on Courts and Judicial Districts.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 162, a bill appointing members of the Madison County Board of Education and fixing their terms of office.

Senator Roberts is allowed to be recorded as voting "no" on the passage of the bill.

Passes its second and third readings and is ordered enrolled.

H. B. 217, a bill to fix the compensation of the chairman and members of the board of education of Halifax County.

Passes its second and third readings and is ordered enrolled.

H. B. 218, a bill to fix the compensation of the jurors in Halifax County.

Passes its second and third readings and is ordered enrolled.

H. B. 256, a bill fixing the salaries and expense allowances of certain officials and employees in Brunswick County.

Passes its second and third readings and is ordered enrolled.

H. B. 260, a bill relating to the compensation of the register of deeds while serving as ex officio clerk to the county board of commissioners of Caswell County.

Passes its second and third readings and is ordered enrolled.

H. B. 261, a bill to authorize the board of county commissioners of Caswell County to fix the salaries of the solicitor and judge of the recorder's court of Caswell County.

Passes its second and third readings and is ordered enrolled.

H. B. 262, a bill to amend Chapter 365 of the Session Laws of 1951, relating to the fixing of compensation of the tax collector and tax supervisor of Caswell County.

Passes its second and third readings and is ordered enrolled.

H. B. 268, a bill to regulate and fix the fees of jurors in Onslow County.

Passes its second and third readings and is ordered enrolled.

H. B. 269, a bill relating to the compensation of jurors in Alleghany County.

Passes its second and third readings and is ordered enrolled.

H. B. 285, a bill to amend the charter of the town of Selma, North Carolina, relating to the salaries of the mayor and board of commissioners.

Passes its second and third readings and is ordered enrolled.

H. B. 286, a bill to amend Chapter 146 of the Session Laws of 1959 for the purpose of fixing the fees for jurors and grand jurors in Washington County.

Passes its second and third readings and is ordered enrolled.

S. B. 76, a bill to authorize counties to issue bonds for the purpose of erection or purchase of county office buildings, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

The bill is ordered sent to the House of Representatives.

S. B. 88, a bill to amend and clarify the provisions of Chapter 158 of the General Statutes, relating to the levying of taxes for local development, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

The bill is ordered sent to the House of Representatives.

S. B. 96, a bill to make unlawful the operation of a motor vehicle under the influence of any drug.

Senator King offers an amendment which is adopted.

Senator Hoyle offers an amendment which fails of adoption.

Senator Aydlett offers an amendment which fails of adoption.

Senator White offers an amendment which fails of adoption.

The bill, as amended, passes its third reading and is ordered engrossed.

H. B. 183, a bill relating to resigned or retired judges of the Superior Court.

Upon the passage of the bill upon its third reading, Senator Hancock calls for the "ayes" and "noes".

The call is sustained.

The bill passes its third reading by roll call vote, ayes 28, noes 19, as follows:

Those voting in the affirmative are: Senator Alford, Aydlett, Banzet, Brock, Clark, Clayton, Crew, Currie, Davis, Eagles, Hoyle, Humber, Humphrey, Jordan, McGeachy, Moore, Morgan, Rhyne, Scott, Stikeleather, Stone, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Winkler, Winslow—28.

Those voting in the negative are: Senators Bell, Burrow, Cook, Eubank, Gentry, Hancock, Hollowell, Johnson, King, Midgett, Roberts, Royall, Rutledge, Shelton, Shuford, Sumner, Thomas of Hoke, Whitley, Whitmire—19.

The bill is ordered enrolled.

S. B. 38, a bill to amend the General Statutes of North Carolina by adding thereto Chapter 31A, entitled "Acts Barring Property Rights".

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 92, a bill to amend the Motor Vehicle Safety and Financial Responsibility Act of 1953 so that commencement of a proceeding thereunder shall not automatically suspend the order or act of the Commissioner of Motor Vehicles.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 137, a bill to amend General Statutes 160-200 so as to clarify the provisions relating to municipal support of an art gallery.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 148, a bill to establish annual awards for outstanding achievements by citizens of North Carolina.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 73, a bill to clarify General Statutes 15-167, relating to extending a term of court otherwise expiring in the course of a trial.

Upon motion of Senator Clark, action on the bill is postponed until Thursday, April 6, 1961.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow morning at 11:30 o'clock.

FORTY-NINTH DAY

SENATE CHAMBER,
Wednesday, April 5, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Hoyle, the courtesies of the galleries are extended to the teachers and the students of the Pittsboro School of Chat-ham County.

Upon motion of Senator Thomas of Hoke, the courtesies of the floor are extended to former Senator Harley Poole of Moore County.

Upon motion of Senator Banzet, the courtesies of the galleries are extended to the teachers and the students of the Henderson School of Vance County.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Mrs. Jim Currie of Wake County.

Upon motion of Senator Eagles, S. B. 91, a bill to amend Articles II and III of the Constitution of North Carolina with respect to succession to elective State Executive offices, the appointment of acting officers in certain instances, and the determination of the incapacity of elected State Executive officers to perform the duties of their offices, is taken from the Committee on State Government and re-referred to the Committee on Constitution.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 157, an act to amend S. B. 119, ratified the 21st day of March and becoming Chapter 70 of the Session Laws of 1961, relating to the nomination and election of the mayor and commissioners of the city of Lumberton.

H. B. 162, an act appointing members of the Madison County Board of Education and fixing their terms of office.

H. B. 183, an act relating to resigned or retired judges of the Superior Court.

H. B. 217, an act to fix the compensation of the chairman and members of the board of education of Halifax County.

H. B. 218, an act to fix the compensation of the jurors in Halifax County.

H. B. 256, an act fixing the salaries and expense allowances of certain officials and employees in Brunswick County.

H. B. 260, an act relating to the compensation of the register of deeds while serving as ex officio clerk to the county board of commissioners of Caswell County.

H. B. 261, an act to authorize the board of county commissioners of Caswell County to fix the salaries of the solicitor and judge of the recorder's court of Caswell County.

H. B. 262, an act to amend Chapter 365 of the Session Laws of 1951, relating to the fixing of compensation of the tax collector and tax supervisor of Caswell County.

H. B. 268, an act to regulate and fix the fees of jurors in Onslow County.

H. B. 269, an act relating to the compensation of jurors in Alleghany County.

H. B. 285, an act to amend the charter of the town of Selma, North Carolina, relating to the salaries of the mayor and board of commissioners.

H. B. 286, an act to amend Chapter 146 of the Session Laws of 1959 for the purpose of fixing the fees for jurors and grand jurors in Washington County.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 96, a bill to make unlawful the operation of a motor vehicle under the influence of any drug.

S. B. 137, a bill to amend General Statutes 160-200 so as to clarify the provisions relating to municipal support of an art gallery.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Eagles, for the Committee on State Government:

S. B. 79, a bill to provide that members of the North Carolina State Ports Authority shall serve overlapping terms of six years, with a favorable report.

S. B. 80, a bill to vest in the Department of Administration certain controls over the reports and other publications issued by State agencies and institutions, with a favorable report.

S. B. 138, a bill to rewrite Subsection (4) of General Statutes 143-49 relating to the Purchase and Contract Division of the Department of Administration, with a favorable report.

By Senator Rutledge, for the Committee on Public Welfare:

H. B. 303, a bill to amend various Sections of the General Statutes to change the title of the county superintendent of public welfare to that of county director of Public Welfare, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Hollowell and Eagles: S. B. 169, a bill appropriating funds to establish a Museum-Visitor center at Aycock Birthplace State Historic Site.

Referred to Committee on Appropriations.

By Senator Whitley: S. B. 170, a bill to amend Article II of Chapter 90 of the General Statutes relating to Veterinarians.

Referred to Committee on Public Health.

By Senators Davis, Sumner, Shuford, Banzet, Eubank, Gentry, Warren of Beaufort, Whitmire, Van Landingham and Stone: S. B. 171, a bill to appropriate funds to the North Carolina Confederate Centennial Commission.

Referred to Committee on Appropriations.

By Senator Stikeleather: S. B. 172, a bill to authorize the transfer of one hundred thousand dollars in Capital Improvement Funds at North Carolina State College in order to permit completion and equipping of a new cafeteria at said institution.

Referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 251, a bill to amend General Statutes 143-286 of the North Carolina General Statutes by inserting therein a new paragraph to provide for certain employees of the John H. Kerr Reservoir Development Commission to be commissioned special peace officers.

Referred to Committee on Judiciary No. 1.

H. B. 332, a bill to amend Chapter 212, 1959 Session Laws, relating to authorization of counties to call elections on the question of levying taxes for industrial development purposes, making the same apply to Tyrrell County as modified.

Referred to Committee on Finance.

H. R. 373, a joint resolution honoring the life and memory of Peter Thurman McNeill, former member of the General Assembly.

The bill is placed upon the Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 205, a bill to incorporate the town of Boiling Springs Lakes in Brunswick County, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Gentry, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

H. B. 210, a bill to change the date of the municipal election of the town of Dallas from the last Monday in June to the first Monday in May and to fix the compensation of the mayor and members of the board of aldermen of said town.

Passes its second and third readings and is ordered enrolled.

H. B. 243, a bill to amend General Statutes 47-30 to exempt Perquimans County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 305, a bill to authorize the board of county commissioners of Haywood County to govern and regulate the removal and disposal of trash, garbage, etc., and to contract with municipal corporations relating to the removal and disposal of trash, garbage, etc.

Passes its second and third readings and is ordered enrolled.

H. B. 306, a bill to amend General Statutes 153-5 so as to provide for a seven-member board of county commissioners in Person County who shall be elected by districts.

Passes its second and third readings and is ordered enrolled.

SPECIAL ORDER NO. 1

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being S. B. 66, a bill to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate, upon second reading.

The amendment offered by the Committee is adopted.

Senator Banzet offers an amendment.

Upon the adoption of the amendment Senator Banzet calls for the "ayes" and "noes."

The call is sustained.

Senator Clark moves that action on the amendment and bill be postponed.

Senator Banzet moves the previous question.

Senator Currie moves that the Senate adjourn.

Upon the motion of Senator Currie to adjourn, Senator Stone calls for the "ayes" and "noes".

The call is sustained.

The motion to adjourn fails to prevail by roll call vote, ayes 18, noes 31, as follows:

Those voting in the affirmative are: Senators Bell, Burrow, Clark, Cook, Currie, Davis, Hoyle, Humphrey, Jordan, King, McGeachy, Moore, Morgan, Rhyne, Shuford, Stikeleather, Thomas of Hoke, Van Landingham—18.

Those voting in the negative are: Senators Alford, Aydlott, Banzet, Brock, Clayton, Crew, Eagles, Eubank, Forsyth, Gentry, Hancock, Hollowell, Humber, Johnson, Kesler, Midgett, Roberts, Royall, Rutledge, Scott, Shelton, Stone, Sumner, Thomas of Union, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—31.

The call for the previous question is sustained.

Upon the adoption of the amendment offered by Senator Banzet, he calls for the "ayes" and "noes".

The call is sustained.

The amendment is adopted by roll call vote, ayes 32, noes 17, as follows:

Those voting in the affirmative are: Senators Alford, Aydlott, Banzet, Brock, Clayton, Cook, Crew, Eagles, Eubank, Forsyth, Gentry, Hancock, Hollowell, Humber, Johnson, Kesler, Midgett, Royall, Rutledge, Scott, Shelton, Stone, Sumner, Thomas of Hoke, Thomas of Union, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler; Winslow—32.

Those voting in the negative are: Senators Bell, Burrow, Clark, Currie, Davis, Hoyle, Humphrey, Jordan, King, McGeachy, Moore, Morgan, Rhyne, Roberts, Shuford, Stikeleather, Van Landingham—17.

Upon the passage of the bill upon its second reading, Senator Rutledge calls for the "ayes" and "noes".

The call is sustained.

The bill passes its second reading by roll call vote, ayes 32, noes 16, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Brock, Clayton, Cook, Crew, Eagles, Eubank, Forsyth, Gentry, Hancock, Hollowell, Humber, Johnson, Kesler, Midgett, Royall, Rutledge, Scott, Shelton, Stone, Sumner, Thomas of Hoke, Thomas of Union, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—32.

Those voting in the negative are: Senators Bell, Burrow, Clark, Currie, Davis, Hoyle, Humphrey, King, McGeachy, Moore, Morgan, Rhyne, Roberts, Shuford, Stikeleather, Van Landingham—16.

Senator Jordan votes "present".

Upon objection of Senator Clark to its third reading, the bill remains upon the Calendar.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 12 M.

FIFTIETH DAY

SENATE CHAMBER,
Thursday, April 6, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. F. D. Midgett of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Shelton, the courtesies of the lobby are extended to Jack Havens of Edgecombe County.

The Chair extends the courtesies of the floor to former Senator Henry Vann of Sampson County.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Robert Lowery of Wake County.

Upon motion of Senator Johnson, the courtesies of the galleries are extended to the teachers and the students of the Ebeneza School of Iredell County.

Upon motion of Senator Winslow, the courtesies of the lobby are extended to Mrs. Archie T. Lane and Mrs. Archie T. Lane, Jr., of Perquimans County.

Upon motion of Senator Whitley, the courtesies of the galleries are extended to the teachers and the students of the Four Oaks School of Johnston County.

The Chair extends the courtesies of the floor to former Senator Staton Williams of Stanly County, and William Friday, President of the Greater University of North Carolina of Orange County.

Upon motion of Senator Brock, the courtesies of the lobby are extended to C. H. Tomilson of Davie County, and the courtesies of the galleries to the teachers and the students of the Booneville School of Yadkin County.

Upon motion of Senator McGeachy, the courtesies of the floor are extended to former Representative Wilson Yarborough, and the courtesies of the lobby to Mrs. Wilson Yarborough of Cumberland County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Davis, for the Committee on Conservation and Development:

H. B. 207, a bill to reorganize the Board of Conservation and Development, with a favorable report.

By Senator Bell, for the Committee on Judiciary No. 1:

H. B. 229, a bill to rewrite General Statutes 55-22 (a) relating to loans and guaranties by a corporation, with a favorable report.

By Senator Cook, for the Committee on Public Health:

S. B. 23, a bill to amend Chapter 90 of the General Statutes so as to increase license application fees for registered nurses from \$15.00 to \$20.00 and for practical nurses from \$10.00 to \$15.00, with a favorable report.

By Senator Whitley, for the Committee on Wildlife.

S. B. 144, a bill to amend General Statutes 113-84 so as to authorize the Wildlife Resources Commission to fix a concurrent open season on doe deer and male deer, with a favorable report.

S. B. 149, a bill to permit invited guests of the owners to fish in private ponds without licenses, with a favorable report.

S. B. 150, a bill to permit the sale of game fish for purposes other than propagation under permit, with a favorable report.

S. B. 153, a bill to regulate the distribution and sale of hunting and fishing licenses, with a favorable report.

H. B. 98, a bill to repeal certain laws regulating migratory waterfowl shooting hours in Hyde County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Whitmire: S. B. 173, a bill to provide for an additional deputy sheriff for Henderson County to be in charge of the Junior Deputy Program of Henderson County.

Referred to Committee on Local Government.

By Senator Brock: S. B. 174, a bill to amend Chapter 1235 of the 1959 Session Laws rewriting General Statutes 47-30 and General Statutes 47-32, relating to plats, subdivisions, and land surveys so as to provide said Act shall not apply to Davie County.

Referred to Committee on Local Government.

By Senator Alford: S. B. 175, a bill to provide an alternative method of furnishing information on tax rate breakdown to property taxpayers.

Referred to Committee on Local Government.

By Senator Rhyne: S. B. 176, a bill to authorize the expenditure of certain surplus funds of Gaston County for the purpose of renovating and enlarging the county courthouse.

Referred to Committee on Counties, Cities and Towns.

By Senators Kesler and Clark: S. B. 177, a bill to provide for the central registration of marriage certificates.

Referred to Committee on Judiciary No. 2.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 298, a bill to amend H. B. 67, enacted by the 1961 Session of the General Assembly of North Carolina, to be designated Chapter 8, Session Laws of 1961, which Act relates to the charter of the city of Fayetteville and the conduct of elections in the city of Fayetteville by the Cumberland County Board of Elections.

Referred to Committee on Counties, Cities and Towns.

H. B. 393, a bill appointing certain members of the Fairmont City Board of Education.

Upon motion of Senator Moore, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 405, a bill relating to the appointment of a chief of police of the town of Bridgeton in Craven County.

Upon motion of Senator White, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 205, a bill to incorporate the town of Boiling Spring Lakes in Brunswick County, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank Forsyth, Gentry, Hancock, Hollowell, Humber, Humphrey, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—46.

The bill is ordered enrolled.

S. B. 66, a bill to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate.

Upon the passage of the bill upon its third reading, Senator Warren of Beaufort calls for the "ayes" and "noes".

The call is sustained.

The bill passes its third reading by roll call vote, ayes 31, noes 15, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Brock, Clayton, Cook, Crew, Eagles, Eubank, Forsyth, Gentry, Hancock, Hollowell, Humber, Johnson, Kesler, Midgett, Royall, Rutledge, Shelton, Stone, Sumner, Thomas of Hoke, Thomas of Union, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—31.

Those voting in the negative are: Senators Bell, Burrow, Clark, Currie, Davis, Hoyle, Humphrey, King, McGeachy, Morgan, Rhyne, Roberts, Shuford, Stikeleather, Van Landingham—15.

Senator Jordan votes "present".

The following pair is announced: Senators Scott "aye", Moore "no".

The bill is ordered engrossed.

Senator Thomas of Union moves that the vote by which the bill passed its third reading be reconsidered and that that motion do lie upon the Table.

The motion prevails.

S. B. 79, a bill to provide that members of the North Carolina State Ports Authority shall serve overlapping terms of six years.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 80, a bill to vest in the Department of Administration certain controls over the reports and other publications issued by State agencies and institutions.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 124, a bill to amend General Statutes 58-79 to permit investments by life insurance companies in electronic and mechanical machines constituting a data processing and accounting system in North Carolina.

Senator White offers an amendment which fails of adoption.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 138, a bill to rewrite sub-Section (4) of General Statutes 143-49, relating to the Purchase and Contract Division of the Department of Administration.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 73, a bill to clarify General Statutes 15-167 relating to extending a term of court otherwise expiring in the course of a trial.

Passes its second and third readings and is ordered enrolled.

H. B. 242, a bill to amend the General Statutes so as to make married persons under twenty-one years of age competent as to certain transactions, and to validate certain transactions.

Passes its second and third readings and is ordered enrolled.

H. B. 276, a bill amending H. B. 49 of the 1961 Session, ratified March 14, 1961, and to be codified as Chapter 38 of the Session Laws of 1961, adopting Replacement Volumes 2B and 3A of the General Statutes.

Passes its second and third readings and is ordered enrolled.

H. B. 303, a bill to amend various Sections of the General Statutes to change the title of the county superintendent of public welfare to that of county director of public welfare.

Passes its second and third readings and is ordered enrolled.

H. R. 373, a joint resolution honoring the life and memory of Peter Thurman McNeill, former member of the General Assembly.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow morning at 10:30 o'clock.

FIFTY-FIRST DAY

SENATE CHAMBER,
Friday, April 7, 1961.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Banzet, the courtesies of the galleries are extended to the teachers and the students of the Littleton High School of Warren County.

Upon motion of Senator Warren of Beaufort, the courtesies of the galleries are extended to the teachers and the students of the Washington School of Beaufort County.

Upon motion of Senator Alford, the courtesies of the galleries are extended to the teachers and the students of the Englewood Elementary School of Nash County.

Upon motion of Senator Whitmire, the courtesies of the lobby are extended to William Armstrong of Henderson County.

Upon motion of Senator Rutledge, the courtesies of the galleries are extended to the teachers and the students of the eighth grade of the Junior High School of Cabarrus County.

Upon motion of Senator Alford, the courtesies of the galleries are extended to the students and the teachers of the Red Oak School of Nash County.

Upon motion of Senator Royall, the courtesies of the galleries are extended to the teachers and the students of the Ansonville School of Anson County.

Upon motion of Senator Alford, the courtesies of the galleries are extended to the teachers and the students of the Williford School of Nash County.

Upon motion of Senator Alford, the courtesies of the galleries are extended to the teachers and the students of the Franklinton School of Franklin County.

Upon motion of Senator Thomas of Union, the courtesies of the galleries are extended to the teachers and the students of the Prospect High School of Union County.

The Chair grants leave of absence to Senator Thomas of Union for Monday and Tuesday, April 10 and 11, 1961.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 373, a joint resolution honoring the life and memory of Peter Thurman McNeill, former member of the General Assembly.

S. B. 110, an act to fix the salaries of officials and employees of Henderson County for the two-year period beginning July 1, 1961.

S. B. 121, an act to amend General Statutes 160-227.1 authorizing the town of Raeford to regulate the platting and recording of subdivisions of land and requiring the appointment of additional members to the Raeford Planning Board prior to exercising such authority.

H. B. 73, an act to clarify General Statutes 15-167 relating to extending a term of court otherwise expiring in the course of a trial.

H. B. 205, an act to incorporate the town of Boiling Spring Lakes in Brunswick County.

H. B. 210, an act to change the date of the municipal election of the town of Dallas from the last Monday in June to the first Monday in May and to fix the compensation of the mayor and members of the board of aldermen of said town.

H. B. 242, an act to amend the General Statutes so as to make married persons under twenty-one years of age competent as to certain transactions, and to validate certain transactions.

H. B. 276, an act amending H. B. 49 of the 1961 Session, ratified March 14, 1961, and to be codified as Chapter 38 of the Session Laws of 1961, adopting Replacement Volumes 2B and 3A of the General Statutes.

H. B. 303, an act to amend various Sections of the General Statutes to change the title of the county superintendent of public welfare to that of county director of public welfare.

H. B. 305, an act to authorize the board of county commissioners of Haywood County to govern and regulate the removal and disposal of trash, garbage, etc., and to contract with municipal corporations relating to the removal and disposal of trash, garbage, etc.

H. B. 306, an act to amend General Statutes 153-5 so as to provide for a seven-member board of county commissioners in Person County who shall be elected by districts.

H. B. 393, an act appointing certain members of the Fairmont City Board of Education.

H. B. 405, an act relating to the appointment of a chief of police of the town of Bridgeton in Craven County.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives.

S. B. 66, a bill to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Scott, for the Committee on Education:

H. B. 42, a bill amending General Statutes 115-70 relating to the appointment of school committees by the county board of education to increase the number of persons to be appointed from five to nine, with a favorable report, as amended.

By Senator White, for the Committee on Finance:

S. B. 167, a bill to validate the application of the city of Raleigh for a gasoline tax refund which was filed beyond the date allowed by statute, with a favorable report.

H. B. 206, a bill to authorize the county of Wake to establish and operate a county library and to authorize the establishment of library branches within incorporated cities of Wake County, with a favorable report.

H. B. 219, a bill to authorize the board of county commissioners of Halifax County to levy a special tax to be used to enlarge the county courthouse, with a favorable report.

H. B. 259, a bill to amend Chapter 212 of the 1959 Session Laws relating to county elections on the question of levying taxes for industrial development purposes so as to make the same apply to Caswell County, with a favorable report.

H. B. 277, a bill to amend General Statutes 105-147 relating to income tax deductions, with a favorable report.

H. B. 293, a bill to authorize the board of commissioners of Pamlico County to levy certain special taxes and to limit the rates of tax to amounts necessary to finance certain special purposes, with a favorable report.

H. B. 332, a bill to amend Chapter 212, 1959 Session Laws, relating to authorization of counties to call elections on the question of levying taxes for industrial development purposes, making the same apply to Tyrrell County as modified, with a favorable report, as amended.

By Senator Moore, for the Committee on Public Roads:

S. B. 95, a bill to amend General Statutes 20-26 so as to fix the fees for furnishing of driver's license records other than for official use and to provide for the disposition of such fees, with a favorable report.

S. B. 98, a bill to provide for annual inspection of motor vehicles, with a favorable report.

Upon motion of Senator Moore, the bill is placed upon the Calendar for Tuesday, April 18, 1961.

S. B. 166, a bill to amend Chapter 136 of the General Statutes relating to the organization of the State Highway Commission, with a favorable report.

By Senator Alford, for the Committee on Local Government:

S. B. 163, a bill to change the name and style of the town of Clinton to the city of Clinton and to designate the governing body thereof as the city council, with a favorable report.

S. B. 168, a bill to amend the charter of the city of Raleigh relating to the authority given for appropriating public funds for advertising the advantages of the city of Raleigh to industry, with a favorable report.

S. B. 173, a bill to provide for an additional deputy sheriff for Henderson County to be in charge of the Junior Deputy Program of Henderson County, with a favorable report.

S. B. 174, a bill to amend Chapter 1235 of the 1959 Session Laws re-writing General Statutes 47-30 and General Statutes 47-32 relating to plats, subdivisions, and land surveys so as to provide said Act shall not apply to Davie County, with a favorable report.

S. B. 175, a bill to provide an alternative method of furnishing information on tax rate breakdown to property taxpayers, with a favorable report.

H. B. 280, a bill to permit the town of Highlands in Macon County to lease certain realty for the purposes of establishing and maintaining a botanical garden, with a favorable report.

H. B. 322, a bill providing for the regulation of the subdivision of land in Mecklenburg County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Davis: S. B. 178, a bill to rewrite Article II, Section 4 of the Constitution of North Carolina, governing representation in the State Senate.

Referred to Committee on Election Laws and Legislative Representation.

By Senator Jordan: S. B. 179, a bill to amend Article VI, Section 2 of the Constitution of North Carolina so as to permit new residents not qualified to vote only because of insufficient residence time to vote for Presidential and Vice-Presidential electors.

Referred to Committee on Constitution.

By Senator Jordan: S. B. 180, a bill to amend General Statutes 116-20 so as to remove therefrom reference to obsolete Sections and to substitute therefor the proper Sections relating to the method of conveyance of real property which has escheated to the University of North Carolina.

Referred to Committee on Judiciary No. 1.

By Senators Shelton, Moore and Whitley: S. B. 181, a bill to amend the Uniform Drivers License Act by changing the definition of the word "chauffeur".

Referred to Committee on Public Roads.

By Senators Currie and Eagles: S. B. 182, a bill to provide for the government of the North Carolina Museum of Art.

Referred to Committee on State Government.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 197, a bill to provide for the nomination and election of the county board of education in Jackson County.

Referred to Committee on Education.

H. B. 232, a bill to amend General Statutes 105-287, relating to listing and assessment of taxes in Mecklenburg County.

Referred to Committee on Local Government.

H. B. 267, a bill to amend General Statutes 40-2 so as to authorize the exercise of the right of eminent domain by public sewerage systems.

Referred to Committee on Public Utilities.

H. B. 291, a bill to amend General Statutes 7-70, relating to the terms of Superior Court to be held in Gates and Hyde Counties.

Referred to Committee on Courts and Judicial Districts.

H. B. 302, a bill to amend General Statutes 33-42.1, relating to the requirement that guardians exhibit securities and bank statements to the clerk of Superior Court.

Referred to Committee on Judiciary No. 1.

H. B. 314, a bill to authorize the board of county commissioners of Greene County to fix the compensation for the chairman and other members of the board.

Referred to Committee on Local Government.

H. B. 315, a bill to regulate and fix the salaries of elective and other officers of Greene County and to authorize the payment of the law enforcement funds of the ABC Board into the county general fund of Greene County.

Referred to Committee on Local Government.

H. B. 325, a bill relating to the election and terms of office of the mayor and members of the board of commissioners of the town of Denton in Davidson County.

Referred to Committee on Counties, Cities and Towns.

H. B. 330, a bill fixing the salary of the county accountant and the assistant to the county accountant of Mitchell County.

Referred to Committee on Salaries and Fees.

H. B. 331, a bill to extend the jurisdiction of police officers to one mile beyond the city limits of the town of Columbia.

Referred to Committee on Counties, Cities and Towns.

H. B. 334, a bill to authorize the board of county commissioners of Jackson County to place certain surplus funds into a special fund to be used for welfare and other purposes.

Referred to Committee on Counties, Cities and Towns.

H. B. 345, a bill to amend Chapter 1427 of the Session Laws of 1957, relating to contributions to the Western North Carolina Regional Planning Commission.

Referred to Committee on Finance.

H. B. 347, a bill to authorize the Charlotte City Council to establish building setback lines on streets within its planning jurisdiction.

Referred to Committee on Counties, Cities and Towns.

H. B. 363, a bill to exempt Martin County from General Statutes 113-247, relating to fishing on Sunday.

Referred to Committee on Wildlife.

H. B. 368, a bill relating to the compensation of the jailer of Bladen County.

Referred to Committee on Salaries and Fees.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 23, a bill to amend Chapter 90 of the General Statutes so as to increase license application fees for registered nurses from \$15.00 to \$20.00 and for practical nurses from \$10.00 to \$15.00.

Upon motion of Senator Shelton, action on the bill is postponed until Tuesday, April 11, 1961.

S. B. 142, a bill to amend General Statutes 113-84 so as to authorize the Wildlife Resources Commission to fix a concurrent open season on doe deer and male deer.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 149, a bill to permit invited guests of the owners to fish in private ponds without licenses.

The bill passes its second reading.

Upon objection of Senator Stone to its third reading, the bill remains upon the Calendar for Monday, April 10, 1961.

S. B. 150, a bill to permit the sale of game fish for purposes other than propagation under permit.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 153, a bill to regulate the distribution and sale of hunting and fishing licenses.

Upon motion of Senator Whitley, action on the bill is postponed until Monday, April 10, 1961.

H. B. 98, a bill to repeal certain laws regulating migratory waterfowl shooting hours in Hyde County.

Passes its second and third readings and is ordered enrolled.

H. B. 207, a bill to reorganize the Board of Conservation and Development.

Passes its second and third readings and is ordered enrolled.

H. B. 229, a bill to rewrite General Statutes 55-22 (a) relating to loans and guarantees by a corporation.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

FIFTY-SECOND DAY

SENATE CHAMBER,
Saturday, April 8, 1961.

The Senate meets pursuant to adjournment, and in the absence of Lieutenant Governor H. Cloyd Philpott and President pro tempore Lunsford Crew, the Principal Clerk S. Ray Byerly calls Senator Jordan to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Warren of Beaufort, the Senate adjourns to meet Monday evening at 8 o'clock.

FIFTY-THIRD DAY

SENATE CHAMBER,
Monday, April 10, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Warren of Beaufort, leave of absence is granted to Senator Winslow for this week.

Upon motion of Senator Scott, the courtesies of the floor are extended to former Senator Charles G. Reavis of Yadkin County.

Upon motion of Senator Burrow, the courtesies of the lobby are extended to Tommy Myatt of Randolph County.

Upon motion of Senator King, the courtesies of the lobby are extended to Dr. and Mrs. John D. Humber, brother and sister-in-law of Senator Humber of Pitt County.

Upon motion of Senator Kesler, the courtesies of the floor are extended to former Senator Walter Woodson, Sr., and his son, former Senator Nelson Woodson, both of Rowan County, and the courtesies of the lobby to Mr. George A. McKanless of Rowan County.

The Chair extends the courtesies of the lobby to Mrs. Red Jones of Wake County.

The Chair grants leave of absence to Senator Bell for Monday and Tuesday, April 10 and 11, 1961.

Upon motion of Senator Hoyle, the courtesies of the lobby are extended to Mrs. Duncan Thomas Memory, winner of the 1961 North Carolina Mother of the Year of Scotland County and to the year's nominees for the North Carolina Mother of the Year, Mrs. Charles Clarence Ausband of Forsyth County, Mrs. Craven C. Burris of Union County, Mrs. Oscar Creech of Hertford County, Mrs. Thomas Rupert Esterling of Nash County, Mrs. Henry Francis of Haywood County, Mrs. Nathan N. Fleming of Alamance County, Mrs. John Alvin James, Jr., of Pasquotank County, Mrs. Zeptha Franklin Jordan of Hoke County, Mrs. George Lee Kelly of Stokes County, Mrs. John Calvin Pearce of Randolph County, Mrs. Diffie C. Phillips of Orange County, Mrs. Robert Clinton Smith of Forsyth County, Mrs. M. D. Whisnant of Mecklenburg County, Mrs. Robert B. Wilkins of Durham County and Mrs. D. R. Williams of Burke County.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Winslow, Rutledge, Roberts and Hoyle: S. B. 183, a bill to amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law, to provide for the establishment of certain qualifying conditions to promote a closer attachment to the labor force of claimants; to increase benefit payments; to provide for more liberal termination of employers under the Law; to provide for the right of appeal by the Commission in certain cases from judgments of Superior Courts; to increase coverage under the Law only to the extent that coverage has been increased under the Federal Unemployment Tax Act; and to further clarify certain provisions of said Chapter.

Referred to Committee on Retirement, Employment Security.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 116, a bill to amend Chapter 1273 relating to the regulation of motor vehicles at the Greensboro-High Point Airport.

Referred to Committee on Local Government.

H. B. 168, a bill to extend the jurisdiction for certain purposes of the members of the police department of the city of Elizabeth City to the Albemarle Hospital located just outside of the city limits.

Referred to Committee on Counties, Cities and Towns.

H. B. 245, a bill to provide for the election of the county board of education in Stanly County.

Referred to Committee on Education.

H. B. 308, a bill to amend General Statutes 20-185 relating to certain benefit allowance to inspectors and weight station operators employed by the Department of Motor Vehicles.

Referred to Committee on Appropriations.

H. B. 328, a bill to require a permit authorizing construction of buildings and improvements in Dare County.

Referred to Committee on Local Government.

H. B. 329, a bill authorizing the Ashe County Board of Education to convey to the trustees of the Nella Community Club the Graham School property no longer needed for school purposes.

Referred to Committee on Counties, Cities and Towns.

H. B. 333, a bill to authorize the governing body of the town of Waynesville to establish a retirement or pension fund for employees.

Referred to Committee on Local Government.

H. B. 341, a bill to amend General Statutes 160-236 to authorize establishment of secondary fire limits within municipalities.

Referred to Committee on Counties, Cities and Towns.

H. B. 342, a bill to amend General Statutes 160-196 relating to incorporation of towns by the municipal board of control.

Referred to Committee on Judiciary No. 1.

H. B. 349, a bill to amend Chapter 1235 of the 1959 Session Laws relating to plats and subdivisions and land surveys so as to remove the application of the same to Vance County.

Referred to Committee on Local Government.

H. B. 357, a bill amending sub-Sections (2) and (3) of General Statutes 97-2 so as to permit deputy sheriffs in Caswell County to receive the benefits of the Workmen's Compensation.

Referred to Committee on Counties, Cities and Towns.

H. B. 358, a bill to change from one year to two years the terms of office of the mayor of the town of Grifton and the judge of the recorder's court of the town of Grifton.

Referred to Committee on Local Government.

H. B. 371, a bill to provide for the appointment of list takers in Avery County.

Referred to Committee on Local Government.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 206, a bill to authorize the county of Wake to establish and operate a county library and to authorize the establishment of library branches within incorporated cities of Wake County, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Kesler, King, McGeachy, Midgett, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler—44.

H. B. 219, a bill to authorize the board of county commissioners of Halifax County to levy a special tax to be used to enlarge the county courthouse, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Kesler, King, McGeachy, Midgett, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler—44.

H. B. 259, a bill to amend Chapter 212 of the 1959 Session Laws relating to county elections on the question of levying taxes for industrial development purposes so as to make the same apply to Caswell County, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Kesler, King, McGeachy, Midgett, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler—44.

H. B. 293, a bill to authorize the board of commissioners of Pamlico County to levy certain special taxes and to limit the rates of tax to amounts necessary to finance certain special purposes, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Kesler, King, McGeachy, Midgett, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler—44.

H. B. 332, a bill to amend Chapter 212, 1959 Session Laws, relating to authorization of counties to call elections on the question of levying taxes for industrial development purposes, making the same apply to Tyrrell County as modified.

The amendment offered by the Committee, held to be material, is adopted, thus constituting the first reading of the bill and the bill remains upon the Calendar for its second roll call reading.

S. B. 163, a bill to change the name and style of the town of Clinton to the city of Clinton and to designate the governing body thereof as the city council.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 168, a bill to amend the charter of the city of Raleigh relating to the authority given for appropriating public funds for advertising the advantages of the city of Raleigh to industry.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 173, a bill to provide for an additional deputy sheriff for Henderson County to be in charge of the Junior Deputy Program of Henderson County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 174, a bill to amend Chapter 1235 of the 1959 Session Laws re-writing General Statutes 47-30 and General Statutes 47-32 relating to plats, subdivisions, and land surveys so as to provide said Act shall not apply to Davie County.

Senator Hancock offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 280, a bill to permit the town of Highlands in Macon County to lease certain realty for the purposes of establishing and maintaining a Botanical Garden.

Passes its second and third readings and is ordered enrolled.

H. B. 322, a bill providing for the regulation of the subdivision of land in Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

S. B. 149, a bill to permit invited guests of the owners to fish in private ponds without licenses.

Upon motion of Senator Whitley, action on the bill is postponed until Tuesday, April 11, 1961.

S. B. 95, a bill to amend General Statutes 20-26 so as to fix the fees for furnishing of driver's license records other than for official use and to provide for the disposition of such fees.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 153, a bill to regulate the distribution and sale of hunting and fishing licenses.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 166, a bill to amend Chapter 136 of the General Statute relating to the organization of the State Highway Commission.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

S. B. 167, a bill to validate the application of the city of Raleigh for a gasoline tax refund which was filed beyond the date allowed by Statute.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 175, a bill to provide an alternative method of furnishing information on tax rate breakdown to property taxpayers.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 42, a bill amending General Statutes 115-70 relating to the appointment of school committees by the county board of education to increase the number of persons to be appointed from five to nine.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 277, a bill to amend General Statutes 105-147 relating to income tax deductions.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 12 M.

FIFTY-FOURTH DAY

SENATE CHAMBER,
Tuesday, April 11, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The Chair extends the courtesies of the floor to former Senator Edward Owens of Washington County.

Upon motion of Senator Hoyle, the courtesies of the galleries are extended to the teachers and the students of the W. B. Wicker School of Lee County.

Upon motion of Senator Humphrey, the courtesies of the galleries are extended to the teachers and the students of the Johnston Street School of Guilford County.

Upon motion of Senator Shelton, the courtesies of the lobby are extended to former page Frank Brown of Edgecombe County.

Upon motion of Senator Whitmire, the courtesies of the lobby are extended to Mr. and Mrs. Roy Stephens of Haywood County, and their daughter, Barbara, is made an honorary page of the Senate.

Upon motion of Senator Burrow, the courtesies of the lobby are extended to Dr. Sugg, and his wife and Mrs. Sam Burrow of Randolph County.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 28, an act to amend General Statutes 153-9 so as to empower boards of county commissioners to regulate and control parking of motor vehicles on county owned property.

S. B. 71, an act to amend Chapter 127 of the General Statutes, relating to the composition of the National Guard and relative rank among officers of the same grade in the National Guard.

S. B. 102, an act to authorize the board of county commissioners of Halifax County to levy taxes for the payment of salaries and office expenses for the county accountant, farm and home demonstration agents and county veteran service officer.

S. B. 140, an act relating to salaries of recorder and prosecuting attorney of the recorder's court of Wake Forest in Wake County.

S. B. 159, an act authorizing the board of commissioners of Stanley County to extend the period during which it may sit in 1961 as a board of equalization and review.

H. B. 98, an act to repeal certain laws regulating migratory waterfowl shooting hours in Hyde County.

H. B. 207, an act to reorganize the board of Conservation and Development.

H. B. 229, an act to rewrite General Statutes 55-22 (a) relating to loans and guaranties by a corporation.

H. B. 243, an act to amend General Statutes 47-30 to exempt Perquimans County.

S. B. 141, an act to amend the law relating to housing authorities and projects for the purpose of extending the benefits to cities and towns of limited populations.

H. B. 277, an act to amend General Statutes 105-147, relating to income tax deductions.

H. B. 280, an act to permit the town of Highlands in Macon County to lease certain realty for the purposes of establishing and maintaining a botanical garden.

H. B. 322, an act providing for the regulation of the subdivision of land in Mecklenburg County.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 174, a bill to amend Chapter 1235 of the 1959 Session Laws rewriting General Statutes 47-30 and General Statutes 47-32, relating to plats, subdivisions and land surveys so as to provide said Act shall not apply to Davie and Granville Counties.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Bell, for the Committee on Judiciary No. 1:

S. B. 180, a bill to amend General Statutes 116-20 so as to remove therefrom reference to obsolete Sections and to substitute therefor the proper Sections relating to the method of conveyance of real property which has escheated to the University of North Carolina, with a favorable report.

H. B. 251, a bill to amend General Statutes 143-286 of the North Carolina General Statutes by inserting therein a new paragraph to provide for certain employees of the John H. Kerr Reservoir Development Commission to be commissioned special peace officers, with a favorable report.

By Senator Scott, for the Committee on Education:

H. B. 299, a bill appointing members of the Whiteville City School Administrative Unit and fixing their terms of office, with a favorable report.

H. B. 300, a bill appointing members of the board of education of Columbus County and fixing their terms of office, with a favorable report.

By Senator Clark, for the Committee on Judiciary No. 2:

S. B. 122, a bill to prevent hasty marriages in North Carolina, with an unfavorable report as to bill, favorable report as to committee substitute bill.

H. B. 255, a bill to prohibit any person from obtaining or attempting to obtain goods, property or services by false or fraudulent use of credit cards or other false and fraudulent means and to prescribe penalties therefor, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Crew: S. B. 184, a bill to define the Weldon School Graded School District lines in Halifax County.

Referred to Committee on Education.

By Senator Crew: S. B. 185, a bill to amend General Statutes 115-126 to authorize boards of education to grant easements for public utilities to school property.

Referred to Committee on Education.

By Senator Jordan: S. B. 186, a bill to amend Chapter 642 of the 1959 Session Laws, relating to the Research Triangle Regional Planning Commission.

Referred to Committee on Judiciary No. 1.

By Senators Warren of Beaufort, Hamilton, Thomas of Union, Banzet, Forsyth, Brock, Whitmire, Winslow, Thomas of Hoke, King, Winkler, Gentry, Eubank, Van Landingham, Royall, Whitley, Hancock, Cook, Johnson, Stone, Rhyne, Shelton, Midgett, Alford, Eagles, Scott, Rutledge, Clayton, Aydlett, White, Hollowell and Roberts: S. B. 187, a bill to amend the Constitution of North Carolina to authorize the General Assembly to establish a general and uniform system of courts inferior to the Superior Court for the counties, cities and towns of this State.

Referred to Committee on Courts and Judicial Districts.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 292, a bill relating to mosquito control in Pamlico County.

Referred to Committee on Counties, Cities and Towns.

H. B. 338, a bill to amend Chapter 315 Private Laws of 1911, as amended by Chapter 97, Private Laws, Extra Session 1913, relating to the charter of the town of Carrboro.

Referred to Committee on Counties, Cities and Towns.

H. B. 346, a bill relating to the membership of the Pasquotank County Board of Alcoholic Control.

Referred to Committee on Local Government.

H. B. 361, a bill fixing the travel allowances of members of the sheriff's department of Davie County.

Referred to Committee on Local Government.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 206, a bill to authorize the county of Wake to establish and operate a county library and to authorize the establishment of library branches within incorporated cities of Wake County, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler—47.

The bill is ordered enrolled.

H. B. 219, a bill to authorize the board of county commissioners of Halifax County to levy a special tax to be used to enlarge the county courthouse, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler—47.

The bill is ordered enrolled.

H. B. 259, a bill to amend Chapter 212 of the 1959 Session Laws, relating to county elections on the question of levying taxes for industrial development purposes so as to make the same apply to Caswell County, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler—47.

The bill is ordered enrolled.

H. B. 293, a bill to authorize the board of commissioners of Pamlico County to levy certain special taxes and to limit the rates of tax to amounts necessary to finance certain special purposes, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne,

Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler—47.

The bill is ordered enrolled.

H. B. 332, a bill to amend Chapter 212, 1959 Session Laws, relating to authorization of counties to call elections on the question of levying taxes for industrial development purposes, making the same apply to Tyrrell County as modified, upon second reading.

The bill, as amended, passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler—47.

S. B. 23, a bill to amend Chapter 90 of the General Statutes so as to increase license application fees for registered nurses from \$15.00 to \$20.00 and for practical nurses from \$10.00 to \$15.00, upon second reading.

The bill passes its second reading by roll call vote, ayes 35, noes 12, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Forsyth, Gentry, Hollowell, Hoyle, Humber, Johnson, Kesler, King, McGeachy, Moore, Rhyne, Roberts, Rutledge, Shuford, Stikeleather, Sumner, Thomas of Hoke, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler—35.

Those voting in the negative are: Senators Banzet, Eubank, Hamilton, Hancock, Humphrey, Jordan, Midgett, Morgan, Royall, Scott, Shelton, Stone—12.

S. B. 149, a bill to permit invited guests of the owners to fish in private ponds without licenses.

The bill passes its third reading and is ordered sent to the House of Representatives.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 12 M.

FIFTY-FIFTH DAY

SENATE CHAMBER,
Wednesday, April 12, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Kesler, the courtesies of the galleries are extended to the teachers and the students of the eighth grade of the Cleveland School of Rowan County.

Upon motion of Senator Humber, the courtesies of the lobby are extended to Leon Bradshaw of Pitt County.

Upon motion of Senator Johnson, the courtesies of the lobby are extended to Smokey Gavin of Iredell County.

Upon motion of Senator Forsyth, the courtesies of the lobby are extended to W. D. Council of Cherokee County.

Upon motion of Senator Clark, the courtesies of the floor are extended to former Senator Robert Hester of Bladen County and his son, Tommy Hester, is made an honorary page of the Senate.

Upon motion of Senator Aydtlett, the courtesies of the floor are extended to former Representative John W. Caffey of Guilford County.

Upon motion of Senator Warren of Beaufort, the courtesies of the galleries are extended to the teachers and the students of the Oriental School of Beaufort County.

Upon motion of Senator Crew, the courtesies of the lobby are extended to Alton Whitehurst of Halifax County.

Upon motion of Senator White, the courtesies of the floor are extended to former Senator Ed Summersill of Onslow County and his son, Ned Summersill, is made an honorary page of the Senate.

Upon motion of Senator Humphrey, the courtesies of the lobby are extended to Judge Gordon Gentry of Guilford County.

Upon motion of Senator Eagles, the courtesies of the galleries are extended to the teachers and the students of the Frederick Douglass School of Nash County.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 133, an act to amend Chapter 380 of the Private Laws of North Carolina, Section 1915, as amended, changing and adding to certain ward lines of the city of Sanford.

H. B. 42, an act amending General Statutes 115-70 relating to the appointment of school committees by the county board of education to increase the number of persons to be appointed from five to nine.

H. B. 206, an act to authorize the county of Wake to establish and operate a county library and to authorize the establishment of library branches within incorporated cities of Wake County.

H. B. 219, an act to authorize the board of county commissioners of Halifax County to levy a special tax to be used to enlarge the county courthouse.

H. B. 259, an act to amend Chapter 212 of the 1959 Session Laws relating to county elections on the question of levying taxes for industrial development purposes so as to make the same apply to Caswell County.

H. B. 293, an act to authorize the board of commissioners of Pamlico County to levy certain special taxes and to limit the rates of tax to amounts necessary to finance certain special purposes.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator King, for the Committee on Counties, Cities and Towns:

S. B. 134, a bill to amend General Statutes 160-2 entitled Corporate Powers to grant municipalities authority to apportion between their existing voting units newly annexed territory, with a favorable report.

S. B. 176, a bill to authorize the expenditure of certain surplus funds of Gaston County for the purpose of renovating and enlarging the county courthouse, with a favorable report.

H. B. 168, a bill to extend the jurisdiction for certain purposes of the members of the police department of the city of Elizabeth City to the Albe-marle Hospital located just outside the city limits, with a favorable report, as amended.

H. B. 292, a bill relating to mosquito control in Pamlico County, with a favorable report.

H. B. 298, a bill to amend H. B. 67, enacted by the 1961 Session of the General Assembly of North Carolina, to be designated Chapter 8, Session Laws of 1961, which Act relates to the charter of the city of Fayetteville and the conduct of elections in the city of Fayetteville by the Cumberland County Board of Elections, with a favorable report.

H. B. 325, a bill relating to the election and terms of office of the mayor and members of the board of commissioners of the town of Denton in Davidson County, with a favorable report.

H. B. 329, a bill authorizing the Ashe County Board of Education to convey to the trustees of the Nella Community Club the Graham School property no longer needed for school purposes, with a favorable report.

H. B. 331, a bill to extend the jurisdiction of police officers to one mile beyond the city limits of the town of Columbia, with a favorable report.

H. B. 334, a bill to authorize the board of county commissioners of Jackson County to place certain surplus funds into a special fund to be used for welfare and other purposes, with a favorable report.

H. B. 338, a bill to amend Chapter 315, Private Laws of 1911, as amended by Chapter 97, Private Laws, Extra Session 1913, relating to the charter of the town of Carrboro, with a favorable report.

H. B. 341, a bill to amend General Statutes 160-236 to authorize establishment of secondary fire limits within municipalities, with a favorable report.

H. B. 347, a bill to authorize the Charlotte City Council to establish building setback lines on streets within its planning jurisdiction, with a favorable report.

H. B. 357, a bill amending sub-Sections (2) and (3) of General Statutes 97-2 so as to permit deputy sheriffs in Caswell County to receive the benefits of the Workmen's Compensation, with a favorable report.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 379, a bill to amend Chapter 136 of the General Statutes relating to the organization of the State Highway Commission.

Upon motion of Senator Moore, the bill is placed upon the Calendar for Thursday, April 13, 1961.

H. B. 337, a bill to amend Chapter 32 of the Private Laws of 1895, the same being the charter of the town of Guilford College in Guilford County, North Carolina, so as to change the corporate limits of the town of Guilford College.

Referred to Committee on Counties, Cities and Towns.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Whitmire, Hamilton, Warren of Sampson and King: S. B. 188, a bill to authorize the clerk of the Superior Court to render judgment by default in actions to remove cloud from title to real estate.

Referred to Committee on Judiciary No. 1.

By Senator Hamilton: S. B. 189, a bill to amend Chapter 153 of the General Statutes of North Carolina relating to the investment of county funds.

Referred to Committee on Counties, Cities and Towns.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 332, a bill to amend Chapter 212, 1959 Session Laws, relating to authorization of counties to call elections on the question of levying taxes for industrial development purposes, making the same apply to Tyrrell County as modified, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, Whitley, Whitmire, Winkler—46.

The bill is ordered returned to the House of Representatives, for concurrence in the Senate amendment.

H. B. 299, a bill appointing members of the Whiteville City School Administrative Unit and fixing their terms of office.

Passes its second and third readings and is ordered enrolled.

H. B. 300, a bill appointing members of the board of education of Columbus County and fixing their terms of office.

Passes its second and third readings and is ordered enrolled.

S. B. 23, a bill to amend Chapter 90 of the General Statutes so as to increase license application fees for registered nurses from \$15.00 to \$20.00 and for practical nurses from \$10.00 to \$15.00, upon third reading.

The bill passes its third reading by roll call vote, ayes 41, noes 8, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, King, McGeachy, Moore, Rhyne, Roberts, Rutledge, Shuford, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler—41.

Those voting in the negative are: Senators Hamilton, Humphrey, Midgett, Morgan, Royall, Scott, Shelton, Stone—8.

The bill is ordered sent to the House of Representatives.

S. B. 122, a bill to prevent hasty marriages in North Carolina.

The substitute bill offered by the Committee is adopted.

Upon motion of Senator Clark, action on the bill is postponed until Tuesday, April 18, 1961.

S. B. 180, a bill to amend General Statutes 116-20 so as to remove therefrom reference to obsolete Sections and to substitute therefor the proper Sections relating to the method of conveyance of real property which has escheated to the University of North Carolina.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 251, a bill to amend General Statutes 143-286 of the North Carolina General Statutes by inserting therein a new paragraph to provide for certain employees of the John H. Kerr Reservoir Development Commission to be commissioned special peace officers.

Passes its second and third readings and is ordered enrolled.

H. B. 255, a bill to prohibit any person from obtaining or attempting to obtain goods, property or services by false or fraudulent use of credit cards or other false and fraudulent means and to prescribe penalties therefor.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 12 M.

FIFTY-SIXTH DAY

SENATE CHAMBER,
Thursday, April 13, 1961.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Morgan of Cleveland, the courtesies of the galleries are extended to the teachers and the students of the Waco School of Cleveland County.

Upon motion of Senator Moore, the courtesies of the galleries are extended to the teachers and the students of the Rowland Public School of Robeson County.

Upon motion of Senator Burrow, the courtesies of the galleries are extended to Ernest Ruth, Joe Sam Ruth and Charles Teague of Randolph County.

Upon motion of Senator Hollowell, the courtesies of the lobby are extended to Mr. and Mrs. Henry Belk of Wayne County.

Upon motion of Senator McGeachy, the courtesies of the galleries are extended to the teachers and the students of the Spring Lake School of Cumberland County.

Upon motion of Senator Humber, the courtesies of the lobby are extended to Mrs. King, mother of Senator King of Scotland County.

Upon motion of Senator Hamilton, the courtesies of the lobby are extended to Emitt Whitehurst of Craven County.

The Chair grants leave of absence to Senators Eagles and Crew for tomorrow.

Upon motion of Senator Scott, the courtesies of the galleries are extended to the teachers and the students of the Mebane High School of Alamance County.

Upon motion of Senator Burrow, the courtesies of the galleries are extended to the teachers and the students of the Randleman School of Randolph County.

Upon motion of Senator King, 400 additional copies of S. B. 187, a bill to amend the Constitution of North Carolina to authorize the General Assembly to establish a general and uniform system of courts inferior to the Superior Courts for the counties, cities and towns of this State, are ordered reprinted.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 38, an act to amend the General Statutes of North Carolina by adding thereto Chapter 31A, entitled "Acts barring property rights".

S. B. 41, an act to amend Article I of Chapter 45 of the General Statutes so as to establish the right of installment buyers under conditional sales and purchase money chattel mortgages to possession before default.

S. B. 42, an act relating to liability of physicians and surgeons for malpractice where the person responsible for the original injury has been released.

S. B. 45, an act to amend Section 22 of Article 2 of Chapter 90 of the General Statutes of North Carolina and to designate terms of office and manner of election of members of the North Carolina State Board of Dental Examiners and to prescribe their qualifications.

H. B. 251, an act to amend General Statutes 143-286 of the North Carolina General Statutes by inserting therein a new paragraph to provide for certain employees of the John H. Kerr Reservoir Development Commission to be commissioned special peace officers.

H. B. 299, an act appointing members of the Whiteville City School Administrative Unit and fixing their terms of office.

H. B. 300, an act appointing members of the board of education of Columbus County and fixing their terms of office.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Currie, for the Committee on Election Laws and Legislative Representation:

H. B. 1, a bill to apportion the members of the House of Representatives among the several counties of the State, with a favorable report.

By Senator King, for the Committee on Counties, Cities and Towns:

H. B. 114, a bill to ratify and validate the creation of the town of Havelock and to confirm and validate the acts of the mayor and commissioners of said town, with a favorable report.

By Senator Humphrey, for the Committee on Insurance:

H. B. 167, a bill to clarify the workmen's compensation status of county agricultural extension service employees, with a favorable report.

By Senator Sumner, for the Committee on Public Utilities:

S. B. 85, a bill to regulate the rates of public utilities, with an unfavorable report.

H. B. 267, a bill to amend General Statutes 40-2 so as to authorize the exercise of the right of eminent domain by public sewerage systems, with a favorable report.

By Senator Bell, for the Committee on Judiciary No. 1:

S. B. 139, a bill to amend Chapter 53 of the General Statutes so as to include within its provisions loans guaranteed by the Veterans Administration and to define more clearly the term "other financial institutions", with a favorable report.

S. B. 186, a bill to amend Chapter 642 of the 1959 Session Laws relating to the Research Triangle Regional Planning Commission, with a favorable report.

H. B. 270, a bill to amend General Statutes 47-43.2 relating to validation of recorded instruments where execution was proved by subscribing witness, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Shuford: S. B. 190, a bill to amend General Statutes 163-43 so as to authorize county boards of elections to install a new loose-leaf registration book system upon approval by the board of county commissioners.

Referred to Committee on Election Laws and Legislative Representation.

By Senator Shuford: S. B. 191, a bill to amend General Statutes 163-25, Subsection g, by adding a new paragraph to clarify the voting rights of college students.

Referred to Committee on Election Laws and Legislative Representation.

By Senator Davis: S. B. 192, a bill to permit the Forsyth County Board of Education to allow the use of school buses for the transportation of pupils and teachers to Winston-Salem for the Session of the General Assembly to be held on April 19, 1961.

Upon motion of Senator Davis, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Warren of Sampson: S. B. 193, a bill to amend General Statutes 163-31 so as to extend the registration period for an extra week where new countywide registrations are held prior to any primary or election.

Referred to Committee on Election Laws and Legislative Representation.

By Senator Warren of Sampson: S. B. 194, a bill to amend Chapter 163 of the General Statutes relating to the purchase of voting machines by counties through State Aid.

Referred to Committee on Election Laws and Legislative Representation.

By Senator Warren of Sampson: S. B. 195, a bill to amend General Statutes 163-140 so as to clarify the law relative to the time in which a candidate in a primary election may call for a second primary.

Referred to Committee on Election Laws and Legislative Representation.

By Senator Stone: S. B. 196, a bill to relieve patrons of commercially operated private ponds from the necessity of purchasing fishing licenses.

Referred to Committee on Wildlife.

By Senator Jordan: S. B. 197, a bill to amend Article II of Chapter 143 of the General Statutes of North Carolina relating to the State Personnel Department.

Referred to Committee on State Government.

By Senators Winslow, Aydtlett, Crew, Jordan, Currie, Stone, Warren of Beaufort, Midgett, Moore, Forsyth, Rhyne, Clayton, Warren of Sampson, Whitmire, Humber, Bell, Winkler, Royall, Hollowell, Brock, Cook, Clark, Alford, Thomas of Union, Thomas of Hoke, Kesler, Banzet, Gentry, Roberts, Scott, Shelton, Morgan, King, Whitley, Eubank, Sumner, Rutledge and Van Landingham: S. B. 198, a bill to appropriate funds to the Carolina Tercentenary Commission.

Referred to Committee on Appropriations.

By Senator Currie: S. B. 199, a bill to amend General Statutes 53-43 so as to include savings and loan associations with other financial institutions with respect to the collection of interest in advance.

Referred to Committee on Banks and Banking.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 204, a bill to extend the Vehicle Financial Responsibility Act of 1957.

Referred to Committee on Insurance.

H. B. 389, a bill to authorize the qualified voters of the town of Ocean Isle Beach to determine whether alcoholic beverage control stores shall be established in said town and to prescribe the method of operation and the disposition of the net profits thereof.

Referred to Committee on Propositions and Grievances.

H. B. 390, a bill to authorize the qualified voters of the town of Long Beach to determine whether alcoholic beverage control stores shall be established in said town and to prescribe the method of operation and the disposition of the net profits thereof.

Referred to Committee on Propositions and Grievances.

H. B. 404, a bill to limit the personal property tax exemption of educational institutions to those not operated for profit.

Referred to Committee on Judiciary No. 2.

H. R. 411, a joint resolution relative to the status of the Eastern Orthodox Church as one of the major religious faiths.

Referred to Committee on Judiciary No. 2.

H. B. 420, a bill prescribing fees to be collected by the register of deeds of Bertie County.

Referred to Committee on Salaries and Fees.

H. B. 424, a bill relating to the compensation and travel allowance of members of the county board of education and the county board of health of Alamance County.

Referred to Committee on Salaries and Fees.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 292, a bill relating to mosquito control in Pamlico County, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

H. B. 338, a bill to amend Chapter 315, Private Laws of 1911, as amended by Chapter 97, Private Laws, Extra Session 1913, relating to the charter of the town of Carrboro, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Humber, Hum-

phrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

S. B. 176, a bill to authorize the expenditure of certain surplus funds of Gaston County for the purpose of renovating and enlarging the county courthouse.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 168, a bill to extend the jurisdiction for certain purposes of the members of the police department of the city of Elizabeth City to the Albemarle Hospital located just outside the city limits.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 298, a bill to amend H. B. 67, enacted by the 1961 Session of the General Assembly of North Carolina, to be designated Chapter 8, Session Laws of 1961, which act relates to the charter of the city of Fayetteville and the conduct of elections in the city of Fayetteville by the Cumberland County Board of Elections.

Passes its second and third readings and is ordered enrolled.

H. B. 325, a bill relating to the election and terms of office of the mayor and members of the board of commissioners of the town of Denton in Davidson County.

Passes its second and third readings and is ordered enrolled.

H. B. 329, a bill authorizing the Ashe County Board of Education to convey to the trustees of the Nella Community Club the Graham School property no longer needed for school purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 331, a bill to extend the jurisdiction of police officers to one mile beyond the city limits of the town of Columbia.

Passes its second and third readings and is ordered enrolled.

H. B. 334, a bill to authorize the board of county commissioners of Jackson County to place certain surplus funds into a special fund to be used for welfare and other purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 347, a bill to authorize the Charlotte City Council to establish building setback lines on streets within its planning jurisdiction.

Passes its second and third readings and is ordered enrolled.

H. B. 357, a bill amending Subsections (2) and (3) of General Statutes 97-2 so as to permit deputy sheriffs in Caswell County to receive the benefits of the workmen's compensation.

Passes its second and third readings and is ordered enrolled.

S. B. 134, a bill to amend General Statutes 160-2 entitled Corporate Powers to grant municipalities authority to apportion between their existing voting units newly annexed territory.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 341, a bill to amend General Statutes 160-236 to authorize establishment of secondary fire limits within municipalities.

Upon motion of Senator Morgan, action on the bill is postponed until Friday, April 14, 1961.

H. B. 379, a bill to amend Chapter 136 of the General Statutes relating to the organization of the State Highway Commission.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Shuford, the Senate adjourns in honor of the memory of former Senator Bascom Blackwell of Catawba County, to meet tomorrow morning at 10 o'clock.

FIFTY-SEVENTH DAY

SENATE CHAMBER,
Friday, April 14, 1961.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. B. Daniel Sapp, pastor of Christ Episcopal Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Burrow, the courtesies of the galleries are extended to the teachers and the students of the Ramseur School of Randolph County.

The Chair extends the courtesies of the lobby to Eli Wilson of Wake County.

The Chair extends the courtesies of the floor to former Senator C. V. Henkel of Iredell County.

Upon motion of Senator McGeachy, the courtesies of the lobby are extended to Mrs. Edward Clark and Jonny Clark, wife and son of Senator Clark of Bladen County, and Ben Clark, son of Senator and Mrs. Clark, and Mike Thomas are made honorary pages of the Senate.

Upon motion of Senator Whitley, the courtesies of the galleries are extended to the teachers and the students of the Selma School of Johnston County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Garner School of Wake County.

Upon motion of Senator Alford, the courtesies of the galleries are extended to the teachers and the students of the Griffin School of Nash County.

Upon motion of Senator Stone, the courtesies of the galleries are extended to the teachers and the students of the Elliott Duncan School of Rockingham County.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 63, an act to amend General Statutes 7-70 relating to the terms of Superior Court in Rowan County.

S. B. 152, an act to validate the application of the city of Rocky Mount for certain gasoline tax refunds.

S. B. 163, an act to change the name and style of the town of Clinton to the city of Clinton and to designate the governing body thereof as the city council.

S. B. 168, an act to amend the charter of the city of Raleigh relating to the authority given for appropriating public funds for advertising the advantages of the city of Raleigh to industry.

S. B. 173, an act to provide for an additional deputy sheriff for Henderson County to be in charge of the junior deputy program of Henderson County.

S. B. 192, an act to permit the Forsyth County Board of Education to allow the use of school buses for the transportation of pupils and teachers to Winston-Salem for the Session of the General Assembly to be held on April 19, 1961.

H. B. 255, an act to prohibit any person from obtaining or attempting to obtain goods, property or services by false or fraudulent use of credit cards or other false and fraudulent means and to prescribe penalties therefor.

H. B. 298, an act to amend H. B. 67, enacted by the 1961 Session of the General Assembly of North Carolina, to be designated Chapter 8, Session Laws of 1961, which act relates to the charter of the city of Fayetteville and the conduct of elections in the city of Fayetteville by the Cumberland County Board of Elections.

H. B. 325, an act relating to the election and terms of office of the mayor and members of the board of commissioners of the town of Denton in Davidson County.

H. B. 329, an act authorizing the Ashe County Board of Education to convey to the trustees of the Nella Community Club the Graham School property no longer needed for school purposes.

H. B. 331, an act to extend the jurisdiction of police officers to one mile beyond the city limits of the town of Columbia.

H. B. 332, an act to amend Chapter 212, 1959 Session Laws, relating to authorization of counties to call elections on the question of levying taxes for industrial development purposes, making the same apply to Tyrrell County as modified.

H. B. 334, an act to authorize the board of county commissioners of Jackson County to place certain surplus funds into a special fund to be used for welfare and other purposes.

H. B. 347, an act to authorize the Charlotte City Council to establish building setback lines on streets within its planning jurisdiction.

H. B. 357, an act amending Subsections (2) and (3) of General Statutes 97-2 so as to permit deputy sheriffs in Caswell County to receive the benefits of the workmen's compensation.

H. B. 379, an act to amend Chapter 136 of the General Statutes relating to the organization of the State Highway Commission.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Kesler, for the Committee on Courts and Judicial Districts:

H. B. 323, a bill to permit the general county court of Alamance County to hold court in the auditorium of the Alamance County Agriculture Building, with a favorable report.

By Senator Alford, for the Committee on Local Government:

H. B. 116, a bill to amend Chapter 1273 relating to the regulation of motor vehicles at the Greensboro-High Point Airport, with a favorable report.

H. B. 232, a bill to amend General Statutes 105-287 relating to listing and assessment of taxes in Mecklenburg County, with a favorable report.

H. B. 314, a bill to authorize the board of county commissioners of Greene County to fix the compensation for the chairman and other members of the board, with a favorable report.

H. B. 315, a bill to regulate and fix the salaries of elective and other officers of Greene County and to authorize the payment of the law enforcement funds of the ABC Board into the County General Fund of Greene County, with a favorable report.

H. B. 328, a bill to require a permit authorizing construction of buildings and improvements in Dare County, with a favorable report.

H. B. 333, a bill to authorize the governing body of the town of Waynesville to establish a retirement or pension fund for employees, with a favorable report.

H. B. 349, a bill to amend Chapter 1235 of the 1959 Session Laws relating to plats and subdivisions and land surveys so as to remove the application of the same to Vance County, with a favorable report.

H. B. 358, a bill to change from one year to two years the terms of office of the mayor of the town of Grifton and the judge of the recorder's court of the town of Grifton, with a favorable report.

H. B. 371, a bill to provide for the appointment of list takers in Avery County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Warren of Beaufort: S. B. 200, a bill appropriating funds for the further restoration of historic Bath.

Referred to Committee on Appropriations.

By Senator Roberts: S. B. 201, a bill to amend the charter of Mars Hill College passed by the General Assembly in 1905 and 1923, and being Chapter 326 of the Private Laws of 1905, and Chapter 43 of the Public Laws of 1923.

Referred to Committee on Judiciary No. 2.

By Senators Jordan and Forsyth: S. B. 202, a bill to amend Chapter 114 of the General Statutes so as to provide subsistence allowance to officers and special agents of the State Bureau of Investigation.

Referred to Committee on Appropriations.

By Senator Rhyne: S. B. 203, a bill to amend Chapter 34 of the General Statutes relating to veterans' guardianship matters.

Referred to Committee on Judiciary No. 1.

By Senator Rhyne: S. B. 204, a bill to amend General Statutes 33-42.1 relating to the exhibition of investments and bank statements by guardians.

Referred to Committee on Banks and Banking.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 237, a bill to amend Chapter 279 of the Public-Local Laws of 1937, as amended, for the purpose of extending the provisions of same to recreational facilities, athletic fields and stadiums of public schools.

Referred to Committee on Education.

H. B. 266, a bill to amend Chapter 62 of the General Statutes relating to public utilities.

Referred to Committee on Public Utilities.

H. B. 320, a bill to amend the General Statutes so as to provide that county funds may be deposited in building or savings and loan companies in Jackson County.

Referred to Committee on Local Government.

H. B. 382, a bill to exclude a certain described area from the municipal boundaries of the town of Kill Devil Hills, Dare County.

Referred to Committee on Counties, Cities and Towns.

H. B. 385, a bill to increase the civil jurisdiction of the Davidson County Court.

Referred to Committee on Courts and Judicial Districts.

H. B. 387, a bill to provide for the exercise of powers by police officers one mile beyond the corporate limits of the town of Clarkton in Bladen County.

Referred to Committee on Counties, Cities and Towns.

H. B. 388, a bill to amend General Statutes 9-5 to fix the compensation of jurors in the Superior Court of Bladen County.

Referred to Committee on Salaries and Fees.

H. B. 392, a bill to amend General Statutes 153-10 relating to the authority of the county commissioners of Martin County to interdict certain shows.

Referred to Committee on Local Government.

H. B. 395, a bill to validate tax levies and tax sales in the town of Aulander.

Referred to Committee on Counties, Cities and Towns.

H. B. 396, a bill to amend General Statutes 7-70 relating to the terms of Superior Court in Bertie County.

Referred to Committee on Courts and Judicial Districts.

H. B. 397, a bill to amend General Statutes 153-9.35½ by adding Bertie County thereto and ratifying prior appropriation of Bertie County.

Referred to Committee on Counties, Cities and Towns.

H. B. 398, a bill to validate tax levies and tax sales in Bertie County. Referred to Committee on Local Government.

H. B. 400, a bill to authorize the town of Rockingham to sell certain lands at private sale.

Referred to Committee on Counties, Cities and Towns.

H. B. 409, a bill to amend H. B. 102, ratified the 23rd day of March, 1961, relating to the conveyance of certain property by Pasquotank County to the College of the Albemarle.

Referred to Committee on Local Government.

H. B. 410, a bill regulating the fees to be charged by justices of the peace in Greene County.

Referred to Committee on Salaries and Fees.

H. B. 413, a bill amending General Statutes 165-27 with respect to the appointment of commissioners of the Veterans Recreation Authority of the city of Charlotte.

Referred to Committee on Counties, Cities and Towns.

H. B. 415, a bill relating to the Morehead City Municipal Hospital.

Referred to Committee on Local Government.

H. B. 416, a bill to amend Chapter 539 of the Public-Local Laws of 1939, as amended, relating to use of alcoholic beverage control store profits by the town of Morehead City.

Referred to Committee on Local Government.

H. B. 422, a bill authorizing conveyance of abandoned building at Ashland School in Bertie County to Ashland Baptist Church.

Referred to Committee on Education.

H. B. 425, a bill to amend General Statutes 44-2 with regard to giving the public notice provided for therein.

Referred to Committee on Judiciary No. 1.

H. B. 426, a bill to amend the General Statutes so as to provide that county funds may be deposited in building or savings and loan companies in Haywood County.

Referred to Committee on Local Government.

H. B. 428, a bill to authorize the board of county commissioners of Burke County to govern and regulate the removal and disposal of trash, garbage, etc., and to contract with municipal corporations relating to the removal and disposal of trash, garbage, etc.

Referred to Committee on Counties, Cities and Towns.

H. B. 430, a bill to amend Chapter 62 of the Session Laws of 1959 relating to the Halifax County Law Enforcement Officers' Relief Act.

Referred to Committee on Salaries and Fees.

H. B. 440, a bill to provide for the nomination of the members of the board of education of Pamlico County.

Referred to Committee on Education.

H. B. 442, a bill to fix the compensation of the chairman and members of the board of county commissioners of Watauga County.

Referred to Committee on Salaries and Fees.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 292, a bill relating to mosquito control in Pamlico County, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Eubank, Gentry, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Warren of Beaufort, Warren of Sampson, Whitley, Whitmire, Winkler—39.

The bill is ordered enrolled.

H. B. 338, a bill to amend Chapter 315, Private Laws of 1911, as amended by Chapter 97, Private Laws, Extra Session 1913, relating to the charter of the town of Carrboro, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Eubank, Gentry, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Warren of Beaufort, Warren of Sampson, Whitley, Whitmire, Winkler—39.

The bill is ordered enrolled.

H. B. 114, a bill to ratify and validate the creation of the town of Havelock and to confirm and validate the acts of the mayor and commissioners of said town, upon second reading.

The bill passes its second reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Eubank, Gentry, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Warren of Beaufort, Warren of Sampson, Whitley, Whitmire, Winkler—39.

S. B. 139, a bill to amend Chapter 53 of the General Statutes so as to include within its provisions loans guaranteed by the Veterans Administration and to define more clearly the term "Other Financial Institutions."

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 186, a bill to amend Chapter 642 of the 1959 Session Laws relating to the Research Triangle Regional Planning Commission.

Senator Jordan offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 1, a bill to apportion the members of the House of Representatives among the several counties of the State.

Upon motion of Senator Banzet, action on the bill is postponed until Thursday, April 20, 1961.

H. B. 167, a bill to clarify the workmen's compensation status of county agricultural extension service employees.

Passes its second and third readings and is ordered enrolled.

H. B. 267, a bill to amend General Statutes 40-2 so as to authorize the exercise of the right of eminent domain by public sewerage systems.

The bill passes its second reading.

Upon objection of Senator Hoyle to its third reading, the bill remains upon the Calendar for its third reading.

H. B. 270, a bill to amend General Statutes 47-43.2 relating to validation of recorded instruments where execution was proved by subscribing witness.

Passes its second and third readings and is ordered enrolled.

H. B. 341, a bill to amend General Statutes 160-236 to authorize establishment of secondary fire limits within municipalities.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Royall, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

FIFTY-EIGHTH DAY

SENATE CHAMBER,
Saturday, April 15, 1961.

The Senate meets pursuant to adjournment, and in the absence of Lieutenant Governor H. Cloyd Philpott and President pro tempore Lunsford Crew, the Principal Clerk S. Ray Byerly calls Senator Clayton to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Senator Clayton of Jackson County.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jordan, the Senate adjourns to meet Monday evening at 8 o'clock.

FIFTY-NINTH DAY

SENATE CHAMBER,
Monday, April 17, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The Chair extends the courtesies of the lobby to Mrs. Terry Sanford, wife of the Governor of North Carolina, Terry Sanford, and Mrs. Herbert McKay of Orange County.

Upon motion of Senator Stone, the courtesies of the lobby are extended to Clarence Pemberton of Caswell County.

Upon motion of Senator Alford, the courtesies of the lobby are extended to D. S. Johnson, H. A. Simpson, N. B. Blaylock and S. L. Blaylock of Nash County.

Upon motion of Senator Winkler, the courtesies of the floor are extended to R. D. Greer of Watauga County.

The Chair extends leave of absence to Senators Scott and Morgan for Monday and to Senator Van Landingham for Monday and Tuesday.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives.

S. B. 186, a bill to amend Chapter 642 of the 1959 Session Laws relating to the Research Triangle Regional Planning Commission.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Forsyth, for the Committee on Salaries and Fees:

H. B. 330, a bill fixing the salary of the county accountant and the assistant to the county accountant of Mitchell County, with a favorable report.

Upon motion of Senator Forsyth, the bill is placed upon the Calendar for Wednesday, April 19, 1961.

H. B. 368, a bill relating to the compensation of the jailer of Bladen County, with a favorable report.

Upon motion of Senator Forsyth, the bill is placed upon the Calendar for Wednesday, April 19, 1961.

S. B. 158, a bill relating to the authority of the county commissioners of Bladen County to fix the salaries of county officials of said county, with a favorable report, as amended.

Upon motion of Senator Forsyth, the bill is placed upon the Calendar for Wednesday, April 19, 1961.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Morgan: S. B. 205, a bill to divide the State of North Carolina into eleven Congressional Districts.

Referred to Committee on Congressional Districts.

By Senator Rutledge: S. B. 206, a bill to amend General Statutes 108-49 of Part 2 of Article 3 of Chapter 108 of the General Statutes to extend the definition of dependent children to include children in foster care.

Referred to Committee on Public Welfare.

By Senator Currie: S. B. 207, a bill to amend General Statutes 28-170 to make it clear that a trustee, guardian, administrator, collector or other personal representative is entitled to commissions upon taxes withheld at the source.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 160, a bill relating to the compensation of the clerk of the Superior Court, the register of deeds, the sheriff, and their employees, assistants and deputies, of Wilkes County.

Referred to Committee on Salaries and Fees.

H. B. 295, a bill to amend General Statutes 143-355 relating to investigation and approval of applications for the use of waters for irrigation purposes.

Referred to Committee on Conservation and Development.

H. B. 316, a bill to provide for the removal of fiduciaries who cannot be found.

Referred to Committee on Judiciary No. 2.

H. B. 317, a bill to prevent payment of commissions to personal representatives guilty of misconduct or default.

Referred to Committee on Judiciary No. 1.

H. B. 318, a bill increasing the year's allowance of widows and minor children.

Referred to Committee on Judiciary No. 2.

H. B. 359, a bill to amend General Statutes 153-266.9 so as to make the provisions of Article 20-A of Chapter 153 of the General Statutes applicable to Surry County.

Referred to Committee on Judiciary No. 1.

H. B. 369, a bill to authorize the board of county commissioners of Northampton County to call a special election for the authorization of an industrial development tax for Northampton County and to create and fix the powers of an economic development commission for Northampton County.

Referred to Committee on Local Government.

H. B. 380, a bill to prohibit the practice of phrenology, palmistry, fortune telling or clairvoyance in Iredell County.

Referred to Committee on Judiciary No. 2.

H. B. 386, a bill to authorize the expenditure of funds by municipalities in Franklin County for the purpose of advertising to promote the public interest and general welfare of said municipalities through industrial development and to authorize appropriation of funds to the Franklin County Industrial Commission for said purpose.

Referred to Committee on Counties, Cities and Towns.

H. B. 401, a bill to give the sheriff of Richmond County the care, custody and control of the jail of said county; to provide for the appointment of certain deputy sheriffs and fix their compensation, and to pro-

vide certain allowances for the maintenance and operation of the office of sheriff of Richmond County, and to fix the compensation of the clerk of the Superior Court for his services as juvenile judge.

Referred to Committee on Counties, Cities and Towns.

H. B. 402, a bill extending the corporate limits and providing for the election of commissioners of the town of Kure Beach, New Hanover County.

Referred to Committee on Local Government.

H. B. 407, a bill to authorize the board of commissioners of the town of Kure Beach, North Carolina, to levy a tax for the purpose of encouraging the location of businesses and for advertising the recreational advantages and resources of the town.

Referred to Committee on Finance.

H. B. 451, a bill to authorize Perquimans County Drainage District Number 4 to expend funds.

Referred to Committee on Judiciary No. 1.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 114, a bill to ratify and validate the creation of the town of Havelock and to confirm and validate the acts of the mayor and commissioners of said town, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Johnson, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shuford, Stikeleather, Stone, Summer, Thomas of Hoke, Thomas of Union, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—44.

The bill is ordered enrolled.

H. B. 328, a bill to require a permit authorizing construction of buildings and improvements in Dare County, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Johnson, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shuford, Stikeleather, Stone, Summer, Thomas of Hoke, Thomas of Union, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—44.

H. B. 116, a bill to amend Chapter 1273 relating to the regulation of motor vehicles at the Greensboro-High Point Airport.

Passes its second and third readings and is ordered enrolled.

H. B. 232, a bill to amend General Statutes 105-287 relating to listing and assessment of taxes in Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

H. B. 314, a bill to authorize the board of county commissioners of Greene County to fix the compensation for the chairman and other members of the board.

Passes its second and third readings and is ordered enrolled.

H. B. 315, a bill to regulate and fix the salaries of elective and other officers of Greene County and to authorize the payment of the law enforcement funds of the ABC Board into the county general fund of Greene County.

Passes its second and third readings and is ordered enrolled.

H. B. 323, a bill to permit the general county court of Alamance County to hold court in the auditorium of the Alamance County Agriculture Building.

Passes its second and third readings and is ordered enrolled.

H. B. 333, a bill to authorize the governing body of the town of Waynesville to establish a retirement or pension fund for employees.

Passes its second and third readings and is ordered enrolled.

H. B. 349, a bill to amend Chapter 1235 of the 1959 Session Laws relating to plats and subdivisions and land surveys so as to remove the application of the same of Vance County.

Passes its second and third readings and is ordered enrolled.

H. B. 358, a bill to change from one year to two years the terms of office of the mayor of the town of Grifton and the judge of the recorder's court of the town of Grifton.

Passes its second and third readings and is ordered enrolled.

H. B. 371, a bill to provide for the appointment of list takers in Avery County.

Passes its second and third readings and is ordered enrolled.

H. B. 267, a bill to amend General Statutes 40-2 so as to authorize the exercise of the right of eminent domain by public sewerage systems.

Passes its third reading and is ordered enrolled.

Upon motion of Senator Morgan, the Senate adjourns in honor of the memory of Dr. J. S. Dorton of Cleveland County, who died today in Shelby, North Carolina, Cleveland County, to meet tomorrow at 12 M.

SIXTIETH DAY

SENATE CHAMBER,
Tuesday, April 18, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Gentry, the courtesies of the galleries are extended to the teachers and the students of the King School of Stokes County.

Upon motion of Senator Scott, the courtesies of the galleries are extended to the teachers and the students of the Aycock School of Wayne County.

Upon motion of Senator Warren of Sampson, the courtesies of the galleries are extended to the teachers and the students of the Coates High School of Sampson County.

Upon motion of Senator Hollowell, the courtesies of the lobby are extended to Dr. and Mrs. Plumber of Wayne County.

Upon motion of Senator Stone, the courtesies of the lobby are extended to C. C. Lipscombe and Allen Lewis of Rockingham County.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 107, an act to provide an election for establishment of the Kelly Dike District in Frenches Creek Township, Bladen County, and for the levy and collection of an ad valorem tax for repair, construction, and maintenance of a dike in said district for flood control.

S. B. 115, an act to amend Chapter 400 of the Private Laws of North Carolina, Session of 1913, containing the legislative charter of the Moses H. Cone Memorial Hospital.

H. B. 167, an act to clarify the workmen's compensation status of county agricultural extension service employees.

H. B. 168, an act to extend the jurisdiction for certain purposes of the members of the police department of the city of Elizabeth City.

H. B. 270, an act to amend General Statutes 47-43.2 relating to validation of recorded instruments where execution was proved by subscribing witness.

H. B. 292, an act relating to mosquito control in Pamlico County.

H. B. 338, an act to amend Chapter 315 Private Laws of 1911, as amended by Chapter 97, Private Laws, Extra Session 1913, relating to the charter of the town of Carrboro.

H. B. 341, an act to amend General Statutes 160-236 to authorize establishment of secondary fire limits within municipalities.

S. B. 72, an act amending General Statutes 48-2(3) relating to the definition of abandonment for adoption purposes.

S. B. 79, an act to provide that members of the North Carolina State Ports Authority shall serve overlapping terms of six years.

S. B. 80, an act to vest in the Department of Administration certain controls over the reports and other publications issued by state agencies and institutions.

H. B. 114, an act to ratify and validate the creation of the town of Havelock and to confirm and validate the acts of the mayor and commissioners of said town.

H. B. 116, an act to amend Chapter 1273 relating to the regulation of motor vehicles at the Greensboro-High Point Airport.

H. B. 232, an act to amend General Statutes 105-287 relating to listing and assessment of taxes in Mecklenburg County.

H. B. 267, an act to amend General Statutes 40-2 so as to authorize the exercise of the right of eminent domain by public sewerage systems.

H. B. 314, an act to authorize the board of county commissioners of Greene County to fix the compensation for the chairman and other members of the board.

H. B. 315, an act to regulate and fix the salaries of elective and other officers of Greene County and to authorize the payment of the law enforcement funds of the ABC Board into the county general fund of Greene County.

H. B. 323, an act to permit the general county court of Alamance County to hold court in the auditorium of the Alamance County Agriculture Building.

H. B. 333, an act to authorize the governing body of the town of Waynesville to establish a retirement or pension fund for employees.

H. B. 349, an act to amend Chapter 1235 of the 1959 Session Laws relating to plats and subdivisions and land surveys so as to remove the application of the same to Vance County.

H. B. 358, an act to change from one year to two years the terms of office of the mayor of the town of Grifton and the judge of the recorder's court of the town of Grifton.

H. B. 371, an act to provide for the appointment of list takers in Avery County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Jordan, for the Committee on Constitution:

S. B. 179, a bill to amend Article VI, Section 2, of the Constitution of North Carolina so as to permit new residents not qualified to vote only because of insufficient residence time to vote for Presidential and Vice-Presidential electors, with a favorable report.

By Senator Bell, for the Committee on Judiciary No. 1:

S. B. 188, a bill to authorize the clerk of the Superior Court to render judgment by default in actions to remove cloud from title to real estate, with a favorable report.

S. B. 203, a bill to amend Chapter 34 of the General Statutes relating to Veterans' Guardianship Matters, with a favorable report.

H. B. 342, a bill to amend General Statutes 160-196 relating to incorporation of towns by the municipal board of control, with a favorable report.

H. B. 302, a bill to amend General Statutes 33-42.1 relating to the requirement that guardians exhibit securities and bank statements to the clerk of Superior Court, with a favorable report.

H. B. 425, a bill to amend General Statutes 44-2 with regard to giving the public notice provided for therein, with a favorable report, as amended.

H. B. 451, a bill to authorize Perquimans County Drainage District Number 4 to expend funds, with a favorable report.

H. B. 359, a bill to amend General Statutes 153-266.9 so as to make the provisions of Article 20-A of Chapter 153 of the General Statutes applicable to Surry County, with a favorable report.

By Senator Clark, for the Committee on Judiciary No. 2:

S. B. 201, a bill to amend the charter of Mars Hills College passed by the General Assembly in 1905 and 1923, and being Chapter 326 of the Private Laws of 1905, and Chapter 43 of the Public Laws of 1923, with a favorable report.

S. B. 131, a bill to amend General Statutes 75-5 pertaining to certain acts which are prohibited as acts in restraint of trade or in the nature of combination or conspiracy in restraint of trade or commerce, with an unfavorable report as to bill, favorable report as to committee substitute bill.

H. B. 380, a bill to prohibit the practice of phrenology, palmistry, fortune telling or clairvoyance in Iredell County, with a favorable report, as amended.

H. R. 411, a joint resolution relative to the status of the Eastern Orthodox Church as one of the major religious faiths, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Winslow: S. B. 208, a bill to amend Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System and Social Security referendums.

Referred to Committee on Retirement, Employment Security.

By Senator Winslow: S. B. 209, a bill to amend Chapter 128 of the General Statutes relating to the North Carolina Local Government Employees' Retirement System.

Referred to Committee on Retirement, Employment Security.

By Senator Jordan: S. B. 210, a bill to amend Chapter 132 of the General Statutes to clarify the authority of the State Department of Archives and History to conduct a records management and preservation program.

Referred to Committee on State Government.

By Senator Jordan: S. B. 211, a bill to amend Chapter 324, Session Laws of 1955, relating to the fees to be charged by the sheriff and other law enforcement officers of Wake County.

Referred to Committee on Local Government.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 290, a bill to amend Article 6, Chapter 15, of the General Statutes relating to arrests.

Referred to Committee on Judiciary No. 2.

H. B. 319, a bill providing for service of petition or complaint upon each defendant in a contested special proceeding.

Referred to Committee on Judiciary No. 1.

H. B. 365, a bill to amend Chapter 264, Session Laws of 1957, relating to the discharge of sewage and wastes into the waters of the Neuse River by allowing an additional two years for implementation.

Referred to Committee on Conservation and Development.

H. R. 429, a joint resolution honoring the memory of Miss Hattie Susan Parrott, one of North Carolina's greatest leaders in the advancement of public education in this State.

The bill is placed upon the Calendar.

H. B. 464, a bill to amend General Statutes 9-4 relating to the number of jurors to be drawn in Rockingham County.

Referred to Committee on Courts and Judicial Districts.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 328, a bill to require a permit authorizing construction of buildings and improvements in Dare County, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Rhyne, Roberts, Royall, Rutledge, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

The bill is ordered enrolled.

S. B. 98, a bill to provide for annual inspection of motor vehicles.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 122, a bill to prevent hasty marriages in North Carolina.

Upon motion of Senator Aydlett, action on the bill is postponed until Thursday, April 20, 1961.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 12:10 o'clock in the city of Winston-Salem, N. C., pursuant to a resolution heretofore adopted to hold a one-day Session of the General Assembly in the Municipal Coliseum, Winston-Salem, North Carolina.

SIXTY-FIRST DAY

MUNICIPAL COLISEUM,
Winston-Salem, N. C.
Wednesday, April 19, 1961.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Dr. James C. Hughes, pastor of the Home Moravian Church, Winston-Salem, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Senator Davis presents on behalf of Old Salem, Inc., Charles H. Wade, President, a gavel to the Honorable H. Cloyd Philpott, Lieutenant Governor of North Carolina. The gavel was made from an old oak used in the Old Salem Tavern which was built in 1784.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator White, for the Committee on Finance:

H. B. 282, a bill to authorize the board of county commissioners of Brunswick County to call a special election for the authorization of a resources development tax for Brunswick County and to create and fix the powers of a Resources Development Commission for Brunswick County, with a favorable report.

H. B. 345, a bill to amend Chapter 1427 of the Session Laws of 1957, relating to contributions to the Western North Carolina Regional Planning Commission, with a favorable report.

H. B. 407, a bill to authorize the board of commissioners of the town of Kure Beach, North Carolina, to levy a tax for the purpose of encouraging the location of businesses and for advertising the recreational advantages and resources of the town, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Crew: S. B. 212, a bill to establish procedure and financing for recognition, encouragement and rewarding proficiency and outstanding achievement among the members of the teaching profession in North Carolina.

Referred to Committee on Education.

By Senator Rutledge: S. B. 213, a bill providing for the disposition of the balance remaining in the Spanish American War Relief Fund.

Referred to Committee on Veterans and Military Affairs.

By Senator Gentry: S. B. 214, a bill to amend General Statutes 163-175 relating to single shot voting so as to make paragraph 6 thereof inapplicable to Stokes County.

Referred to Committee on Counties, Cities and Towns.

By Senator Kesler: S. R. 215, a joint resolution expressing appreciation to the city of Winston-Salem and the county of Forsyth for hospitality extended to the General Assembly on April 19, 1961.

Upon motion of Senator Kesler, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 158, a bill relating to the authority of the county commissioners of Bladen County to fix the salaries of county officials of said county.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 330, a bill fixing the salary of the county accountant and the assistant to the county accountant of Mitchell County.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Crew, the Senate adjourns to meet in the city of Raleigh tomorrow at 12 M.

SIXTY-SECOND DAY

SENATE CHAMBER,
Thursday, April 20, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Burrow, the courtesies of the galleries are extended to the teachers and the students of the eighth grade of the Fayetteville Street School of Randolph County.

Upon motion of Senator Burrow, the courtesies of the floor are extended to former Senator Wilbur Currie of Moore County.

Upon motion of Senator Hancock, the courtesies of the galleries are extended to the teachers and the students of the Earl Bradshaw School of Person County.

Upon motion of Senator Hamilton, the courtesies of the galleries are extended to the teachers and the students of the Pink Hill School of Lenoir County.

Upon motion of Senator Burrow, the courtesies of the floor are extended to former Senator Robert Morgan of Harnett County.

Upon motion of Senator Shelton, the courtesies of the lobby are extended to Vinton Fountain of Edgecombe County.

Upon motion of Senator Cook, the courtesies of the lobby are extended to Earl Tate of Caldwell County.

Upon motion of Senator Hoyle, the courtesies of the lobby are extended to Charles Dean of Harnett County.

Upon motion of Senator Van Landingham, the courtesies of the galleries are extended to the teachers and the students of the Pilot School of Davidson County.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 158, a bill relating to the authority of the county commissioners of Bladen County to fix the salaries of county officials of said county.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Shelton, for the Committee on Agriculture:

S. B. 83, a bill to change gasoline tax refunds under General Statutes 105-446 from a calendar year basis to a fiscal year basis and to delete the requirement that applicants file statements with respect to the filing of income tax returns, with a favorable report.

Upon motion of Senator Shelton, the bill is re-referred to the Committee on Finance.

H. B. 171, a bill to amend General Statutes 106-408 relative to livestock market facilities and time of sales, with a favorable report, as amended.

H. B. 221, a bill to amend General Statutes 153-9 so as to authorize the county commissioners of Martin County to assist financially the Soil Conservation Services, with a favorable report.

By Senator Davis, for the Committee on Conservation and Development:

H. B. 228, a bill to amend Chapter 197 of the Public Laws of 1935, as amended, so as to provide a procedure for correction and relocation of historical markers prepared by the State Department of Archives and History, with a favorable report.

By Senator Currie, for the Committee on Election Laws and Legislative Representation:

S. B. 61, a bill to provide for the nomination and election of the members of the board of education and other officers of Randolph County, with a favorable report, as amended.

S. B. 190, a bill to amend General Statutes 163-43 so as to authorize county boards of elections to install a new loose-leaf registration book system upon approval by the board of county commissioners, with a favorable report.

S. B. 191, a bill to amend General Statutes 163-25, sub-Section g. by adding a new paragraph to clarify the voting rights of college students, with a favorable report.

S. B. 195, a bill to amend General Statutes 163-140 so as to clarify the law relative to the time in which a candidate in a primary election may call for a second primary, with a favorable report.

By Senator Humphrey, for the Committee on Insurance:

H. B. 204, a bill to extend the Vehicle Financial Responsibility Act of 1957, with a favorable report.

By Senator Bell, for the Committee on Judiciary No. 1:

S. B. 207, a bill to amend General Statutes 28-170 to make it clear that a trustee, guardian, administrator, collector or other personal representative is entitled to commissions upon taxes withheld at the source, with a favorable report.

By Senator Clark, for the Committee on Judiciary No. 2:

H. B. 318, a bill increasing the year's allowance of widows and minor children, with a favorable report.

By Senator Cook, for the Committee on Public Health:

S. B. 170, a bill to amend Article II of Chapter 90 of the General Statutes relating to veterinarians, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hancock: S. B. 216, a bill to amend Chapter 47 of the General Statutes relating to plats, subdivisions and land surveys and recording of same.

Referred to Committee on Judiciary No. 1.

By Senator Hancock: S. B. 217, a bill to amend Chapter 47 of the General Statutes relating to plats, subdivisions and land surveys and recording of same.

Referred to Committee on Judiciary No. 1.

By Senator Alford: S. B. 218, a bill to amend General Statutes 113-146, relating to a municipally owned lake in Rocky Mount, North Carolina.

Referred to Committee on Wildlife.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 366, a bill to amend General Statutes 20-141.3 relating to pre-arranged racing on streets and highways to provide increased penalties therefor.

Referred to Committee on Public Roads.

H. B. 448, a bill fixing the salaries of certain officials in Pasquotank County.

Referred to Committee on Local Government.

H. B. 450, a bill to amend General Statutes 9-5 to fix the compensation of jurors in the Superior Court of Martin County.

Referred to Committee on Salaries and Fees.

H. B. 466, a bill to authorize the board of county commissioners of Perquimans County to fix fees charged by county officers and to authorize the board of county commissioners of said county to fix the number of salaried county employees and the compensation of county officials and employees.

Referred to Committee on Salaries and Fees.

H. B. 477, a bill to fix the compensation and travel allowance for jurors in Buncombe County.

Referred to Committee on Salaries and Fees.

H. B. 479, a bill to fix the compensation of the sheriff of Harnett County.

Referred to Committee on Salaries and Fees.

H. R. 498, a joint resolution expressing appreciation to the city of Winston-Salem and the county of Forsyth for hospitality extended to the General Assembly on April 19, 1961.

Upon motion of Senator Kesler, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 282, a bill to authorize the board of county commissioners of Brunswick County to call a special election for the authorization of a resources development tax for Brunswick County and to create and fix the powers of a Resources Development Commission for Brunswick County, upon second reading.

The bill passes its second reading by roll call votes, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitmire, Winkler, Winslow—48.

H. B. 407, a bill to authorize the board of commissioners of the town of Kure Beach, North Carolina, to levy a tax for the purpose of encouraging the location of businesses and for advertising the recreational advantages and resources of the town, upon second reading.

The bill passes its second reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitmire, Winkler, Winslow—48.

H. B. 359, a bill to amend General Statutes 153-266.9 so as to make the provisions of Article 20-A of Chapter 153 of the General Statutes applicable to Surry County.

Passes its second and third readings and is ordered enrolled.

H. B. 368, a bill relating to the compensation of the jailer of Bladen County.

Passes its second and third readings and is ordered enrolled.

H. B. 380, a bill to prohibit the practice of phrenology, palmistry, fortune telling or clairvoyance in Iredell County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 451, a bill to authorize Perquimans County Drainage District No. 4 to expend funds.

Passes its second and third readings and is ordered enrolled.

S. B. 179, a bill to amend Article VI, Section 2, of the Constitution of North Carolina so as to permit new residents not qualified to vote only because of insufficient residence time to vote for Presidential and Vice-Presidential electors, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 5, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—45.

Those voting in the negative are: Senators Banzet, Gentry, Morgan, Stone, Sumner—5.

The bill passes its third reading by roll call vote, ayes 45, noes 5, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—45.

Those voting in the negative are: Senators Banzet, Gentry, Morgan, Stone, Sumner—5.

The bill is ordered sent to the House of Representatives.

S. B. 122, a bill to prevent hasty marriages in North Carolina.

The bill passes its second reading.

Upon objection of Senator Aydlett to its third reading, the bill remains upon the Calendar.

Upon motion of Senator Stone, the Senate adjourns to meet tomorrow at 10 o'clock.

SIXTY-THIRD DAY

SENATE CHAMBER,
Friday, April 21, 1961.

The Senate meets pursuant to adjournment and is called to order by President pro tempore Lunsford Crew.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Humphrey, the courtesies of the galleries are extended to the teachers and the students of the Guilford School of Guilford County.

Upon motion of Senator Thomas, the courtesies of the galleries are extended to the teachers and the students of the Albemarle School of Stanly County.

Upon motion of Senator Eagles, the courtesies of the galleries are extended to the teachers and the students of the Epsom School of Vance County.

Upon motion of Senator Stone, the courtesies of the galleries are extended to the teachers and the students of the Williamsburg School of Rockingham County.

Upon motion of Senator Bell, the courtesies of the lobby are extended to Mr. and Mrs. S. Marvin Burton of Mecklenburg County and R. C. Godwin of Craven County.

Upon motion of Senator Rutledge, the courtesies of the galleries are extended to the teachers and the students of the Concord High School of Cabarrus County.

Upon motion of Senator Whitley, the courtesies of the lobby are extended to Mrs. Vann Patrick and Mrs. Jack Walker of Johnston County, and Cynthia Walker is made an honorary page of the Senate.

Upon motion of Senator Rutledge, the courtesies of the galleries are extended to the teachers and the students of the Winecoff School of Cabarrus County.

Upon motion of Senator Moore, the courtesies of the galleries are extended to the teachers and the students of the Rowland Norman School of Robeson County.

Upon motion of Senator Brock, the courtesies of the galleries are extended to the teachers and the students of the North Wilkesboro School of Wilkes County.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 498, a joint resolution expressing appreciation to the city of Winston-Salem and the county of Forsyth for hospitality extended to the General Assembly on April 19, 1961.

S. B. 125, an act to amend Chapter 58, Article 22, relating to reserve valuation and nonforfeiture benefits of life insurance policies.

S. B. 176, an act to authorize the expenditure of certain surplus funds of Gaston County for the purpose of renovating and enlarging the county courthouse.

S. B. 180, an act to amend General Statutes 116-20 so as to remove therefrom reference to obsolete Sections and to substitute therefor the proper Sections relating to the method of conveyance of real property which has escheated to the University of North Carolina.

H. B. 328, an act to require a permit authorizing construction of buildings and improvements in Dare County.

H. B. 330, an act fixing the salary of the county accountant and the assistant to the county accountant of Mitchell County.

H. B. 359, an act to amend General Statutes 153-266.9 so as to make the provisions of Article 20A of Chapter 153 of the General Statutes applicable to Surry County.

H. B. 368, an act relating to the compensation of the jailer of Bladen County.

H. B. 451, an act to authorize Perquimans County Drainage District No. 4 to expend funds.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Kesler, for the Committee on Courts and Judicial Districts:

H. B. 385, a bill to increase the civil jurisdiction of the Davidson County Court, with a favorable report.

H. B. 396, a bill to amend General Statutes 7-70 relating to the terms of Superior Court in Bertie County, with a favorable report.

H. B. 464, a bill to amend General Statutes 9-4 relating to the number of jurors to be drawn in Rockingham County, with a favorable report.

By Senator Alford, for the Committee on Local Government:

S. B. 211, a bill to amend Chapter 324, Session Laws of 1955, relating to the fees to be charged by the sheriff and other law enforcement officers of Wake County, with a favorable report.

H. B. 144, a bill to authorize the board of county commissioners of Stanly County to make appropriations for public library purposes in Stanly County, with a favorable report.

H. B. 361, a bill fixing the travel allowances of members of the sheriff's department of Davie County, with a favorable report.

H. B. 369, a bill to authorize the board of county commissioners of Northampton County to call a special election for the authorization of an industrial development tax for Northampton County and to create and fix the powers of an economic development commission for Northampton County, with a favorable report.

H. B. 392, a bill to amend General Statutes 153-10 relating to the authority of the county commissioners of Martin County to interdict certain shows, with a favorable report.

H. B. 402, a bill extending the corporate limits and providing for the election of commissioners of the town of Kure Beach, New Hanover County, with a favorable report.

H. B. 409, a bill to amend H. B. 102, ratified the 23rd day of March, 1961, relating to the conveyance of certain property by Pasquotank County to the College of the Albemarle, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jordan: S. B. 219, a bill to provide for the payment of the salaries of certain State employees engaged in hazardous duties who are injured while in the performance of their official duties.

Referred to Committee on State Government.

By Senators Whitley and Clayton: S. B. 220, a bill to change the charge for combination hunting and fishing licenses, county hunting licenses, and county fishing licenses, and to increase issuance fees for license sales to make them uniform.

Referred to Committee on Wildlife.

By Senator Bell: S. B. 221, a bill to consolidate and rewrite the laws pertaining to the civil service board of Mecklenburg County.

Referred to Committee on Counties, Cities and Towns.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 107, a bill to amend various Sections of Chapter 20 of the General Statutes so as to make the law with regard to registration conform with the Vehicle Financial Responsibility Act of 1957.

Referred to Committee on Public Roads.

H. B. 226, a bill to amend Chapter 283 of the Session Laws of 1955 relating to the charter of the town of Lowell, the time of taking office of the mayor and board of aldermen, and the authorization of the employment of a town manager for the town of Lowell.

Referred to Committee on Local Government.

H. B. 443, a bill to exempt from registration those small farm trailers known generally as tobacco handling trailers, tobacco trucks or tobacco trailers when used in connection with harvesting or curing tobacco.

Referred to Committee on Public Roads.

H. B. 486, a bill to revise and consolidate the charter of the town of Elon College, North Carolina.

Referred to Committee on Counties, Cities and Towns.

H. B. 492, a bill to amend Chapter 525 of the Session Laws of 1949 relating to public address systems in Caswell County.

Referred to Committee on Local Government.

H. R. 517, a joint resolution expressing appreciation to Honorable Robert E. Calder, Representative from New Hanover County, and to the city officials of the city of Wilmington and the county officials of the county of New Hanover for the hospitality shown to members of the General Assembly during the Azalea Festival.

Upon motion of Senator Eubank, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 282, a bill to authorize the board of county commissioners of Brunswick County to call a special election for the authorization of a resources development tax for Brunswick County and create and fix the powers of a resources development commission for Brunswick County, upon third reading.

The bill passes its third reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydtlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—48.

The bill is ordered enrolled.

H. B. 407, a bill to authorize the board of commissioners of the town of Kure Beach, North Carolina, to levy a tax for the purpose of encouraging the location of businesses and for advertising the recreational advantages and resources of the town, upon third reading.

The bill passes its third reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydtlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—48.

The bill is ordered enrolled.

S. B. 61, a bill to provide for the nomination and election of the members of the board of education and other officers of Randolph County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 221, a bill to amend General Statutes 153-9 so as to authorize the county commissioners of Martin County to assist financially the soil conservation services.

Passes its second and third readings and is ordered enrolled.

S. B. 170, a bill to amend Article II of Chapter 90 of the General Statutes relating to veterinarians, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydtlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber,

Johnson Jordan, Kesler, King, McGeachy, Midgett, Morgan, Rhyne, Roberts, Royall, Rutledge, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

S. B. 122, a bill to prevent hasty marriages in North Carolina.

Upon motion of Senator Moore, action on the bill is postponed until Tuesday, April 25, 1961.

S. B. 131, a bill to amend General Statutes 75-5 pertaining to certain acts which are prohibited as acts in restraint of trade or in the nature of combination or conspiracy in restraint of trade or commerce.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 188, a bill to authorize the clerk of the Superior Court to render judgment by default in actions to remove cloud from title to real estate.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 190, a bill to amend General Statutes 163-43 so as to authorize county boards of elections to install a new loose-leaf registration book system upon approval by the board of county commissioners.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 191, a bill to amend General Statutes 163-25, sub-Section g. by adding a new paragraph to clarify the voting rights of college students.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 195, a bill to amend General Statutes 163-140 so as to clarify the law relative to the time in which a candidate in a primary election may call for a second primary.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 201, a bill to amend the charter of Mars Hill College, passed by the General Assembly in 1905 and 1923, and being Chapter 326 of the Private Laws of 1905, and Chapter 43 of the Public Laws of 1923.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 203, a bill to amend Chapter 34 of the General Statutes relating to veterans' guardianship matters.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 207, a bill to amend General Statutes 28-170 to make it clear that a trustee, guardian, administrator, collector or other personal representative is entitled to commissions upon taxes withheld at the source.

The bill fails to pass its second reading.

H. B. 1, a bill to apportion the members of the House of Representatives among the several counties of the State.

Upon passage of the bill upon its second reading, Senator Currie calls for the "ayes" and "noes".

The call is sustained.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Morgan, Roberts, Royall, Rutledge, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—44.

The bill passes its third reading and is ordered enrolled.

H. B. 171, a bill to amend General Statutes 106-408 relative to live-stock market facilities and time of sales.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 204, a bill to extend the Vehicle Financial Responsibility Act of 1957.

Upon the passage of the bill upon its second reading, Senators Alford and Morgan call for the "ayes" and "noes".

The call is sustained.

The bill passes its second reading by roll call vote, ayes 40, noes 3, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Burrow, Clark, Clayton, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Roberts, Royall, Rutledge, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—40.

Those voting in the negative are: Senators Brock, Cook, Morgan—3.

Upon objection of Senator Thomas of Union to its third reading, the bill remains upon the Calendar for its third reading.

H. B. 228, a bill to amend Chapter 197 of the Public Laws of 1935, as amended, so as to provide a procedure for correction and relocation of historical markers prepared by the State Department of Archives and History.

Passes its second and third readings and is ordered enrolled.

H. B. 302, a bill to amend General Statutes 33-42.1 relating to the requirement that guardians exhibit securities and bank statements to the clerk of Superior Court.

Upon motion of Senator Banzet, action on the bill is postponed until Monday, April 24, 1961.

H. B. 318, a bill increasing the year's allowance of widows and minor children.

Upon motion of Senator Clark, action on the bill is postponed until Tuesday, April 25, 1961.

H. B. 342, a bill to amend General Statutes 160-196 relating to incorporation of towns by the Municipal Board of Control.

Passes its second and third readings and is ordered enrolled.

H. B. 345, a bill to amend Chapter 1427 of the Session Laws of 1957 relating to contributions to the Western North Carolina Regional Planning Commission.

Passes its second and third readings and is ordered enrolled.

H. R. 411, a joint resolution relative to the status of the Eastern Orthodox Church as one of the major religious faiths.

Passes its second and third readings and is ordered enrolled.

H. B. 425, a bill to amend General Statutes 44-2 with regard to giving the public notice provided for therein.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. R. 429, a joint resolution honoring the memory of Miss Hattie Susan Parrott, one of North Carolina's greatest leaders in the advancement of public education in this State.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public-Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

SIXTY-FOURTH DAY

SENATE CHAMBER,
Saturday, April 22, 1961.

The Senate meets pursuant to adjournment, and in the absence of the Lieutenant Governor H. Cloyd Philpott and President pro tempore Lunsford Crew, the Principal Clerk S. Ray Byerly calls Senator Clayton to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Senator Clayton.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Crew, the Senate adjourns to meet Monday evening at 8 o'clock.

SIXTY-FIFTH DAY

SENATE CHAMBER,
Monday, April 24, 1961.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore Lunsford Crew.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Mr. and Mrs. Clark of Wake County.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Dr. John Caldwell of Wake County.

Upon motion of Senator Stone, the courtesies of the lobby are extended to Judge Susie Sharpe of Rockingham County.

Upon motion of Senator White, the vote by which S. B. 207, a bill to amend General Statutes 28-170 to make it clear that a trustee, guardian, administrator, collector or other personal representative is entitled to commissions upon taxes withheld at the source, failed to pass its second reading is reconsidered, and upon his motion the bill is re-referred to the Committee on Judiciary No. 2.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 61, a bill to provide for the nomination and election of the members of the board of education and other officers of Randolph County.

S. B. 201, a bill to amend the charter of Mars Hill College passed by the General Assembly in 1905 and 1923, and being Chapter 326 of the Private Laws of 1905, and Chapter 43 of the Public Laws of 1923.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Humphrey, for the Committee on Insurance:

S. B. 164, a bill to amend General Statutes 2-52 relating to the payment of insurance proceeds to persons under disability, with a favorable report.

S. B. 165, a bill to amend General Statutes 57-79 to permit investments by domestic life insurance companies in public and private housing developments, with a favorable report.

By Senator Forsyth, for the Committee on Salaries and Fees:

H. B. 388, a bill to amend General Statutes 9-5 to fix the compensation of jurors in the Superior Court of Bladen County, with a favorable report.

H. B. 410, a bill regulating the fees to be charged by justices of the peace in Greene County, with a favorable report.

H. B. 420, a bill prescribing fees to be collected by the register of deeds of Bertie County, with a favorable report.

H. B. 430, a bill to amend Chapter 62 of the Session Laws of 1959 relating to the Halifax County Law Enforcement Officers' Relief Act, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Moore: S. B. 222, a bill to amend Chapter 279, Public Local Laws of 1937, relating to the creation of school districts, the issuance of school building bonds and notes in behalf of school districts and special

tax bond units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds and notes, by making additional provisions for the issuance of school building bonds and extending the application of said Act to Robeson County.

Referred to Committee on Counties, Cities and Towns.

By Senator Moore: S. B. 223, a bill to authorize the creation of school districts as special bond tax units, the issuance of school bonds for and in behalf of such districts and the levy of taxes within such districts for the payment of the principal and interest of such bonds.

Referred to Committee on Finance.

By Senator Jordan: S. B. 224, a bill to amend General Statutes 143-36 so as to authorize the State Personnel Director, with the approval of the State Personnel Council and the Governor to provide for a longevity, merit salary increase program for State employees.

Referred to Committee on State Government.

By Senator Jordan: S. B. 225, a bill to amend Chapter 167 of the Private Laws of 1915, the charter of the town of Fuquay Springs, relating to the salaries of the mayor and commissioners of said town.

Referred to Committee on Counties, Cities and Towns.

By Senators Eagles, Scott, Stone, Stikeleather, King and Whitley: S. B. 226, a bill to provide for instructions for educable mentally handicapped children.

Referred to Committee on Education.

By Senator Clark: S. B. 227, a bill to amend General Statutes 20-88 relating to the licensing of property hauling vehicles.

Referred to Committee on Finance.

By Senator Cook: S. B. 228, a bill to amend Article 2 of Chapter 90 of the General Statutes of North Carolina relating to the practice of dentistry.

Referred to Committee on Public Health.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 336, a bill to amend General Statutes 113-152 to permit licensed bow nets to be used by persons other than the licensee.

Referred to Committee on Wildlife.

H. B. 343, a bill to amend General Statutes 160-183(a) by rewriting the definition of "municipality" therein.

Referred to Committee on Judiciary No. 2.

H. B. 372, a bill to regulate fox hunting in McDowell County.

Referred to Committee on Counties, Cities and Towns.

H. B. 417, a bill to authorize counties to regulate the collection of garbage.

Referred to Committee on Counties, Cities and Towns.

H. B. 447, a bill to amend General Statutes 152-1 so as to authorize the clerk of the Superior Court of Union County to appoint an assistant coroner and to amend General Statutes 152-5 relating to the compensation of the coroner of Union County.

Referred to Committee on Counties, Cities and Towns.

H. B. 460, a bill to include Warren County within the provisions of Articles 20A and 20B of Chapter 153 of the General Statutes relating to subdivisions and zoning and regulations of buildings within the several counties of the State.

Referred to Committee on Judiciary No. 2.

H. B. 463, a bill to amend General Statutes 7-70 so as to exchange the October terms of Superior Court in Bladen and Brunswick Counties.

Referred to Committee on Judiciary No. 2.

H. B. 471, a bill to permit inter vivos and testamentary conveyances of future interests.

Referred to Committee on Judiciary No. 2.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 402, a bill extending the corporate limits and providing for the election of commissioners of the town of Kure Beach, New Hanover County, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

H. B. 369, a bill to authorize the board of county commissioners of Northampton County to call a special election for the authorization of an industrial development tax for Northampton County and to create and fix the powers of an economic development commission for Northampton County, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

S. B. 211, a bill to amend Chapter 324, Session Laws of 1955, relating to the fees to be charged by the sheriff and other law enforcement officers of Wake County.

Upon motion of Senator Jordan, action on the bill is postponed until Wednesday, April 26, 1961.

H. B. 144, a bill to authorize the board of county commissioners of Stanly County to make appropriations for public library purposes in Stanly County.

Passes its second and third readings and is ordered enrolled.

H. B. 361, a bill fixing the travel allowances of members of the sheriff's department of Davie County.

Passes its second and third readings and is ordered enrolled.

H. B. 385, a bill to increase the civil jurisdiction of the Davidson County Court.

Passes its second and third readings and is ordered enrolled.

H. B. 392, a bill to amend General Statutes 153-10 relating to the authority of the county commissioners of Martin County to interdict certain shows.

Passes its second and third readings and is ordered enrolled.

H. B. 396, a bill to amend General Statutes 7-70 relating to the terms of Superior Court in Bertie County.

Passes its second and third readings and is ordered enrolled.

H. B. 409, a bill to amend H. B. 102, ratified the 23rd day of March, 1961, relating to the conveyance of certain property by Pasquotank County to the College of the Albemarle.

Passes its second and third readings and is ordered enrolled.

H. B. 464, a bill to amend General Statutes 9-4 relating to the number of jurors to be drawn in Rockingham County.

Passes its second and third readings and is ordered enrolled.

S. B. 170, a bill to amend Article II of Chapter 90 of the General Statutes relating to veterinarians, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

The bill is ordered sent to the House of Representatives.

H. B. 204, a bill to extend the Vehicle Financial Responsibility Act of 1957.

The bill passes its third reading and is ordered enrolled.

H. B. 302, a bill to amend General Statutes 33-42.1 relating to the requirement that guardians exhibit securities and bank statements to the clerk of Superior Court.

Upon motion of Senator White, action on the bill is postponed until Wednesday, April 26, 1961.

Upon motion of Senator Morgan, the Senate adjourns to meet tomorrow at 12 M.

SIXTY-SIXTH DAY

SENATE CHAMBER,
Tuesday, April 25, 1961

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Dr. Fred W. Paschall, Pastor of St. John's Methodist Church, Charlotte, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Burrow, the courtesies of the galleries are extended to the teachers and the students of the Asheboro Junior High School of Randolph County.

Upon motion of Senator Hamilton, the courtesies of the galleries are extended to the teachers and the students of the sixth grade of the Whiteoak School of Onslow County.

Upon motion of Senator McGeachy, the courtesies of the lobby are extended to Julian Winslow of Wake County, son of Senator Winslow of Perquimans County.

The Chair grants leave of absence to Senator Winkler for Wednesday, April 26, 1961.

Upon motion of Senator Scott, the courtesies of the galleries are extended to the teachers and the students of the Linwood School of Davidson County.

Upon motion of Senator Humphrey, the courtesies of the lobby are extended to William Caffey of Guilford County.

Upon motion of Senator Aydtlett, the courtesies of the lobby are extended to Wayne Massey and A. G. Small of Pasquotank County.

Upon motion of Senator Currie, the courtesies of the lobby are extended to Mrs. Thomas Wright and Herman Duncan of Durham County.

Upon motion of Senator Scott, the courtesies of the lobby are extended to Betty June Hayes of Orange County.

Upon motion of Senator Eubank, the courtesies of the floor are extended to former Senator Cicero Yow of New Hanover County.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Mrs. C. R. Hudson of Wake County.

Upon motion of Senator White, S. B. 222, a bill to amend Chapter 279, Public Local Laws of 1937, relating to the creation of school districts, the issuance of school building bonds and notes in behalf of school districts and special tax bond units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds and notes, by making additional provisions for the issuance of school building bonds and extending the application of said Act to Robeson County, is taken from the Committee on Counties, Cities and Towns and re-referred to the Committee on Finance.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 517, a joint resolution expressing appreciation to Honorable Robert E. Calder, Representative from New Hanover County, and to the city officials of the city of Wilmington and the county officials of the county of New Hanover for the hospitality shown to members of the General Assembly during the Azalea Festival.

H. R. 429, a joint resolution honoring the memory of Miss Hattie Susan Parrott, one of North Carolina's greatest leaders in the advancement of public education in this State.

H. R. 411, a joint resolution relative to the status of the Eastern Orthodox Church as one of the major religious faiths.

S. B. 124, an act to amend General Statutes 58-79 to permit investments by life insurance companies in electronic and mechanical machines constituting a data processing and accounting system in North Carolina.

S. B. 186, an act to amend Chapter 642 of the 1959 Session Laws relating to the Research Triangle Regional Planning Commission.

H. B. 1, an act to apportion the members of the House of Representatives among the several counties of the State.

H. B. 221, an act to amend General Statutes 153-9 so as to authorize the county commissioners of Martin County to assist financially the soil conservation services.

H. B. 228, an act to amend Chapter 197 of the Public Laws of 1935, as amended, so as to provide a procedure for correction and relocation of historical markers prepared by the State Department of Archives and History.

H. B. 282, an act to authorize the board of county commissioners of Brunswick County to call a special election for the authorization of a resources development tax for Brunswick County and to create and fix the powers of a resources development commission for Brunswick County.

H. B. 342, an act to amend General Statutes 160-196 relating to incorporation of towns by the municipal board of control.

H. B. 345, an act to amend Chapter 1427 of the Session Laws of 1957 relating to contributions to the Western North Carolina Regional Planning Commission.

H. B. 380, an act to prohibit the practice of phrenology, palmistry, fortune telling or clairvoyance in Iredell County.

H. B. 407, an act to authorize the board of commissioners of the town of Kure Beach, North Carolina, to levy a tax for the purpose of encouraging the location of businesses and for advertising the recreational advantages and resources of the town.

S. B. 167, an act to validate the application of the city of Raleigh for a gasoline tax refund which was filed beyond the date allowed by Statute.

H. B. 144, an act to authorize the board of county commissioners of Stanly County to make appropriations for public library purposes in Stanly County.

H. B. 171, an act to amend General Statutes 106-408 relative to livestock market facilities and time of sales.

H. B. 204, an act to extend the Vehicle Financial Responsibility Act of 1957.

H. B. 361, an act fixing the travel allowances of members of the sheriff's department of Davie County.

H. B. 385, an act to increase the civil jurisdiction of the Davidson County Court.

H. B. 392, an act to amend General Statutes 153-10 relating to the authority of the county commissioners of Martin County to interdict certain shows.

H. B. 396, an act to amend General Statutes 7-70 relating to the terms of Superior Court in Bertie County.

H. B. 409, an act to amend H. B. 102, ratified the 23rd day of March, 1961, relating to the conveyance of certain property by Pasquotank County to the College of the Albemarle.

H. B. 425, an act to amend General Statutes 44-2 with regard to giving the public notice provided for therein.

H. B. 464, an act to amend General Statutes 9-4 relating to the number of jurors to be drawn in Rockingham County.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Banzet: S. B. 229, a bill to amend General Statutes 55-125 relating to liquidation and involuntary dissolution of corporations.

Referred to Committee on Judiciary No. 2.

By Senator Hamilton: S. B. 230, a bill to amend General Statutes 18-39 relating to the establishing of liquor stores.

Referred to Committee on Propositions and Grievances.

By Senators Hoyle and Burrow: S. B. 231, a bill to amend sub-Section (c) of General Statutes 48-21 relating to the waiver of the interlocutory decree in adoption proceedings.

Referred to Committee on Public Welfare.

By Senator Crew: S. B. 232, a bill to authorize the board of county commissioners of Halifax County to convey certain property to the Alcoholic Beverages Control Board of Halifax County.

Referred to Committee on Counties, Cities and Towns.

By Senator Crew: S. B. 233, a bill to increase the salaries of the Chief Justice and the Associate Justices of the Supreme Court of North Carolina and the Judges of the Superior Court.

Referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 352, a bill prohibiting municipally owned and operated power and light companies from engaging in retail sales of appliances and fixtures.

Referred to Committee on Judiciary No. 2.

H. B. 412, a bill to prevent the taking of deer on Turkey Creek, Morgan Creek and Long Creek with the aid of boats.

Referred to Committee on Wildlife.

H. B. 435, a bill to permit the residents of Bladen County to have the privilege of fishing in that part of Wishart's Township, Robeson County, known and designated as "The Big Swamp", without being required to purchase a state fishing license for the privilege of so doing.

Referred to Committee on Wildlife.

H. B. 438, a bill to amend General Statutes 1-153 so as to permit motions to strike to be heard anywhere within a judicial district.

Referred to Committee on Judiciary No. 1.

H. B. 449, a bill to extend the terms of certain members of the board of education of Gaston County.

Referred to Committee on Education.

H. B. 491, a bill to appoint members of the Orange County Board of Education.

Referred to Committee on Education.

H. B. 476, a bill to revise and reorganize the charter of the city of Hickory.

Referred to Committee on Counties, Cities and Towns.

H. B. 495, a bill to amend Chapter 1154 of the Session Laws of 1959 relating to certain tax funds of the Tryon City Board of Education.

Referred to Committee on Finance.

H. B. 514, a bill to establish and provide for the nomination and selection of the members of the board of education of Columbus County.

Referred to Committee on Education.

H. R. 559, a joint resolution designating May 1 as Law Day in North Carolina.

Upon motion of Senator Bell, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 561, a bill relating to the appointment and terms of office of the school committeemen of Old Dock Elementary School in Columbus County.

Referred to Committee on Education.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 369, a bill to authorize the board of county commissioners of Northampton County to call a special election for the authorization of an industrial development tax for Northampton County and to create and fix the powers of an economic development commission for Northampton County, upon third reading.

The bill passes its third reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—48.

The bill is ordered enrolled.

H. B. 402, a bill extending the corporate limits and providing for the election of commissioners of the town of Kure Beach, New Hanover County, upon third reading.

The bill passes its third reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—48.

The bill is ordered enrolled.

H. B. 388, a bill to amend General Statutes 9-5 to fix the compensation of jurors in the Superior Court of Bladen County.

Passes its second and third readings and is ordered enrolled.

H. B. 410, a bill regulating the fees to be charged by justices of the peace in Greene County.

Passes its second and third readings and is ordered enrolled.

H. B. 420, a bill prescribing fees to be collected by the register of deeds of Bertie County.

Passes its second and third readings and is ordered enrolled.

H. B. 430, a bill to amend Chapter 62 of the Session Laws of 1959 relating to the Halifax County Law Enforcement Officers' Relief Act.

Passes its second and third readings and is ordered enrolled.

S. B. 122, a bill to prevent hasty marriages in North Carolina.

Senator Aydlett offers an amendment which is adopted.

The bill, as amended, passes its third reading and is ordered engrossed.

S. B. 164, a bill to amend General Statutes 2-52 relating to the payment of insurance proceeds to persons under disability.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 165, a bill to amend General Statutes 58-79 to permit investments by domestic life insurance companies in public and private housing developments.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 318, a bill increasing the year's allowance of widows and minor children.

Upon motion of Senator Clark, action on the bill is postponed until Thursday, April 27, 1961.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 12 M.

SIXTY-SEVENTH DAY

SENATE CHAMBER,

Wednesday, April 26, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Scott, the courtesies of the lobby are extended to Mrs. Emmett Lupton, Mrs. B. F. Spears, Mrs. W. C. Bumggartner, Mrs. J. W. Pierce, Mrs. W. H. Skeels, Mrs. W. N. Wray, Mrs. James T. Hickey and Mrs. Jack Euliss, all of Alamance County.

Upon motion of Senator Morgan, the courtesies of the galleries are extended to the teachers and the students of the sixth grade of the Kings Mountain Central School of Cleveland County.

Upon motion of Senator Davis, the courtesies of the lobby are extended to Mrs. Vernon Bond of Forsyth County.

Upon motion of Senator Alford, the courtesies of the galleries are extended to the teachers and the students of the R. M. Wilson School of Nash County.

Upon motion of Senator Forsyth, the courtesies of the lobby are extended to Dr. H. Bick of Cherokee County.

The Chair extends the courtesies of the lobby and floor to Patrick Kennedy, former Police Commissioner of New York City.

Upon motion of Senator Morgan, the courtesies of the galleries are extended to the teachers and the students of the eighth grade of the Kings Mountain Central School of Cleveland County.

Upon motion of Senator Humphrey, the courtesies of the galleries are extended to the teachers and the students of the Proximity School of Guilford County.

Upon motion of Senator Scott, the courtesies of the galleries are extended to the teachers and the students of the Pleasant Grove School of Alamance County.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 559, a joint resolution designating May 1 as Law Day in North Carolina.

H. B. 369, an act to authorize the board of county commissioners of Northampton County to call a special election for the authorization of an Industrial Development Tax for Northampton County and to create and fix the powers of an Economic Development Commission for Northampton County.

H. B. 388, an act to amend General Statutes 9-5 to fix the compensation of jurors in the Superior Court of Bladen County.

H. B. 402, an act extending the corporate limits and providing for the election of commissioners of the town of Kure Beach, New Hanover County.

H. D. 410, an act regulating the fees to be charged by justices of the peace in Greene County.

H. B. 420, an act prescribing fees to be collected by the register of deeds of Bertie County.

H. B. 430, an act to amend Chapter 62 of the Session Laws of 1959, relating to the Halifax County Law Enforcement Officers' Relief Act.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar as follows:

By Senator Jordan, for the Committee on Constitution:

S. B. 143, a bill to amend Section 4 of Article II of the Constitution of North Carolina, relating to the districting of the State for Senators, with a favorable report, as amended.

Upon motion of Senator Jordan, the bill is made a Special Order for Tuesday, May 2, 1961.

By Senator King, for the Committee on Counties, Cities and Towns:

S. B. 189, a bill to amend Chapter 153 of the General Statutes of North Carolina, relating to the investment of county funds, with a favorable report.

S. B. 214, a bill to amend General Statutes 163-175, relating to single shot voting so as to make paragraph 6 thereof inapplicable to Stokes County, with a favorable report.

S. B. 221, a bill to consolidate and rewrite the laws pertaining to the Civil Service Board of Mecklenburg County, with a favorable report.

S. B. 225, a bill to amend Chapter 167 of the Private Laws of 1915, the charter of the town of Fuquay Springs, relating to the salaries of the mayor and commissioners of said town, with a favorable report.

H. B. 278, a bill to amend General Statutes 153-48.5, relating to the powers and duties of the board of commissioners of Davie County, with a favorable report.

H. B. 337, a bill to amend Chapter 32 of the Private Laws of 1895, the same being the charter of the town of Guilford College in Guilford County, North Carolina, so as to change the corporate limits of the town of Guilford College, with a favorable report.

H. B. 372, a bill to regulate fox hunting in McDowell County, with a favorable report.

H. B. 382, a bill to exclude a certain described area from the municipal boundaries of the town of Kill Devil Hills, Dare County, with a favorable report.

H. B. 386, a bill to authorize the expenditure of funds by municipalities in Franklin County for the purpose of advertising to promote the public interest and general welfare of said municipalities through industrial development and to authorize appropriation of funds to the Franklin County Industrial Commission for said purpose, with a favorable report.

H. B. 387, a bill to provide for the exercise of powers by police officers one mile beyond the corporate limits of the town of Clarkton in Bladen County, with a favorable report.

H. B. 395, a bill to validate tax levies and tax sales in the town of Aulander, with a favorable report.

H. B. 397, a bill to amend General Statutes 153-9.35½ by adding Bertie County thereto and ratifying prior appropriation of Bertie County, with a favorable report.

H. B. 400, a bill to authorize the town of Rockingham to sell certain lands at private sale, with a favorable report.

H. B. 413, a bill amending General Statutes 165-27 with respect to the appointment of commissioners of the Veterans Recreation Authority of the city of Charlotte, with a favorable report.

H. B. 428, a bill to authorize the board of county commissioners of Burke County to govern and regulate the removal and disposal of trash, garbage, etc., and to contract with municipal corporations relating to the removal and disposal of trash, garbage, etc., with a favorable report.

H. B. 447, a bill to amend General Statutes 152-1 so as to authorize the clerk of the Superior Court of Union County to appoint an assistant coroner and to amend General Statutes 152-5, relating to the compensation of the coroner of Union County, with a favorable report.

H. B. 476, a bill to revise and reorganize the charter of the city of Hickory, with a favorable report.

H. B. 486, a bill to revise and consolidate the charter of the town of Elon College, North Carolina, with a favorable report.

By Senator Kesler, for the Committee on Courts and Judicial Districts:

H. B. 291, a bill to amend General Statutes 7-70, relating to the terms of Superior Court to be held in Gates and Hyde Counties, with a favorable report.

By Senator Currie, for the Committee on Election Laws and Legislative Representation:

S. B. 193, a bill to amend General Statutes 163-31 so as to extend the registration period for an extra week where new countywide registrations are held prior to any primary or election, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Shuford: S. R. 234, a joint resolution fixing the time and place for a Joint Session of the Senate and House of Representatives for the election of Trustees of the Greater University of North Carolina and for confirmation of appointments made during the past two years to the Boards of Trustees of State supported colleges and the State Board of Education.

Upon motion of Senator Shuford, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senators Alford and Shelton: S. B. 235, a bill to amend General Statutes 160-453.24, relating to the extension of corporate limits in Edgecombe and Nash Counties.

Referred to Committee on Local Government.

By Senator Crew: S. B. 236, a bill to amend Chapter 29 of the General Statutes, relating to intestate succession.

Referred to Committee on Judiciary No. 1.

By Senator Crew: S. B. 237, a bill to amend Chapter 30 of the General Statutes, relating to surviving spouses.

Referred to Committee on Judiciary No. 1.

By Senator Crew: S. B. 238, a bill to amend General Statutes 2-42 to provide that clerks of Superior Court shall keep a record of renunciations of intestate property.

Referred to Committee on Judiciary No. 1.

By Senator Crew: S. B. 239, a bill authorizing and directing the General Statutes Commission to make a study of the Uniform Commercial Code, and appropriating funds for such study.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 403, a bill pertaining to Article 3, Chapter 139 of the General Statutes as the same relates to a water shed improvement program in Yadkin County.

Referred to Committee on Conservation and Development.

H. B. 439, a bill to amend General Statutes 1-578 so as to permit motions to be heard anywhere within a judicial district.

Referred to Committee on Judiciary No. 1.

H. B. 483, a bill to amend Chapter 585 of the Session Laws of 1951 to authorize the board of commissioners of Pitt County to levy a capital outlay tax upon property in the Pitt County School District which may request same not in excess of twenty cents on the one hundred dollar valuation.

Referred to Committee on Finance.

H. B. 533, a bill to amend H. B. 332, ratified on the 14th of April, 1961, relating to the calling of elections on the question of levying taxes for industrial development purposes in Caswell and other counties.

Referred to Committee on Finance.

H. B. 576, a bill to amend H. B. 344, ratified March 31, 1961, relating to the appointment of the county board of education of Jackson County.

Referred to Committee on Education.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 211, a bill to amend Chapter 324, Session Laws of 1955, relating to the fees to be charged by the sheriff and other law enforcement officers of Wake County.

Senator Jordan offers an amendment, which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 302, a bill to amend General Statutes 33-42.1, relating to the requirement that guardians exhibit securities and bank statements to the clerk of Superior Court.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 12 M.

SIXTY-EIGHTH DAY

SENATE CHAMBER,

Thursday, April 27, 1961.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore Lunsford Crew.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Rutledge, the courtesies of the lobby are extended to Jim McCalester of Cabarrus County.

Upon motion of Senator Clark, the courtesies of the galleries are extended to the teachers and the students of the Central High School of Bladen County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Lockhart School of Wake County.

Upon motion of Senator Hoyle, the courtesies of the lobby are extended to Jeff D. Johnston of Lee County.

Upon motion of Senator King, the courtesies of the galleries are extended to the Covington Street School of Scotland County.

Upon motion of Senator Eubank, the courtesies of the galleries are extended to the teachers and the students of the Burgaw High School of Pender County.

The Chair extends the courtesies of the galleries to the Mineral Springs Elementary School of Forsyth County.

Upon motion of Senator Stone, the courtesies of the floor are extended to former Senator Jule McMichael of Rockingham County.

Upon motion of Senator Currie, the courtesies of the galleries are extended to the teachers and the students of the sixth grade of the W. G. Pierson School of Durham County.

Upon motion of Senator Humber, the courtesies of the floor are extended to former Representative and Mrs. Joe King of Forsyth County.

Upon motion of Senator Morgan, the courtesies of the galleries are extended to the teachers and the students of the eighth grade of the Kings Mountain Central School of Cleveland County.

Upon motion of Senator Eagles, the courtesies of the galleries are extended to the teachers and the students of the Elm City School of Wilson County.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 234, a joint resolution fixing the time and place for a Joint Session of the Senate and House of Representatives for the election of trustees of the Greater University of North Carolina and for confirmation of appointments made during the past two years to the boards of trustees of State supported colleges and the State Board of Education.

S. B. 54, an act to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina, relating to the promotion of soil conservation work, so as to make it apply to Guilford County.

S. B. 139, an act to amend Chapter 53 of the General Statutes so as to include within its provisions loans guaranteed by the Veterans Administration and to define more clearly the term "other financial institutions".

H. B. 302, an act to amend General Statutes 33-42.1 relating to the requirement that guardians exhibit securities and bank statements to the clerk of Superior Court.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 122, a bill to prevent hasty marriages in North Carolina.

S. B. 211, a bill to amend Chapter 324, Session Laws of 1955, relating to the fees to be charged by the sheriff and other law enforcement officers of Wake County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Stikeleather, for the Committee on Appropriations:

S. B. 172, a bill to authorize the transfer of one hundred thousand dollars in Capital Improvement funds at North Carolina State College in order to permit completion and equipping of a new cafeteria at said institution, with a favorable report.

By Senator Davis, for the Committee on Conservation and Development:

H. B. 365, a bill to amend Chapter 264, Session Laws of 1957, relating to the discharge of sewage and wastes into the waters of the Neuse River by allowing an additional two years for implementation, with a favorable report.

H. B. 295, a bill to amend General Statutes 143-355 relating to investigation and approval of applications for the use of waters for irrigation purposes, with a favorable report.

By Senator Scott, for the Committee on Education:

S. B. 185, a bill to amend General Statutes 115-126 to authorize boards of education to grant easements for public utilities to school property, with a favorable report.

H. B. 197, a bill to provide for the nomination and election of the county board of education in Jackson County, with a favorable report.

H. B. 237, a bill to amend Chapter 279 of the Public Local Laws of 1937, as amended, for the purpose of extending the provisions of same to recreational facilities, athletic fields and stadiums of public schools, with a favorable report.

H. B. 422, a bill authorizing conveyance of abandoned building at Ashland School in Bertie County to Ashland Baptist Church, with a favorable report.

H. B. 440, a bill to provide for the nomination of the members of the board of education of Pamlico County, with a favorable report.

H. B. 449, a bill to extend the terms of certain members of the board of education of Gaston County, with a favorable report.

H. B. 491, a bill to appoint members of the Orange County Board of Education, with a favorable report.

H. B. 514, a bill to establish and provide for the nomination and selection of the members of the board of education of Columbus County, with a favorable report.

H. B. 576, a bill to amend H. B. 344, ratified March 31, 1961, relating to the appointment of the county board of education of Jackson County, with a favorable report.

Upon motion of Senator Clayton, the bill is placed upon today's Calendar. By Senator White, for the Committee on Finance:

S. B. 83, a bill to change gasoline tax refunds under General Statutes 105-446 from a calendar year basis to a fiscal year basis and to delete the requirement that applicants file statements with respect to the filing of income tax returns, with a favorable report, as amended.

S. B. 222, a bill to amend Chapter 279, Public-Local Laws of 1937, relating to the creation of school districts, the issuance of school building bonds and notes in behalf of school districts and special tax bond units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds and notes, by making additional provisions for the issuance of school building bonds and extending the application of said act to Robeson County, with a favorable report.

S. B. 223, a bill to authorize the creation of school districts as special bond tax units, the issuance of school bonds for and in behalf of such districts and the levy of taxes within such districts for the payment of the principal and interest of such bonds, with a favorable report.

S. B. 232, a bill to authorize the board of county commissioners of Halifax County to convey certain property to the Alcoholic Beverages Control Board of Halifax County, with a favorable report.

H. B. 483, a bill to amend Chapter 585 of the Session Laws of 1951 to authorize the board of commissioners of Pitt County to levy a capital outlay tax upon property in the Pitt County School Districts which may request same not in excess of twenty cents on the one hundred dollar valuation, with a favorable report.

H. B. 495, a bill to amend Chapter 1154 of the Session Laws of 1959 relating to certain tax funds of the Tryon City Board of Education, with a favorable report.

H. B. 533, a bill to amend H. B. 332, ratified on the 14th of April, 1961, relating to the calling of elections on the question of levying taxes for industrial development purposes in Caswell and other counties, with a favorable report.

By Senator Clark, for the Committee on Judiciary No. 2:

S. B. 177, a bill to provide for the central registration of marriage certificates, with a favorable report, as amended.

H. B. 290, a bill to amend Article 6, Chapter 15, of the General Statutes relating to arrests, with a favorable report, as amended.

By Senator Alford, for the Committee on Local Government:

H. B. 415, a bill relating to the Morehead City Municipal Hospital, with a favorable report.

H. B. 416, a bill to amend Chapter 539 of the Public Local Laws of 1939, as amended, relating to use of Alcoholic Beverage Control Store profits by the town of Morehead City, with a favorable report.

By Senator Cook, for the Committee on Public Health:

S. B. 228, a bill to amend Article 2 of Chapter 90 of the General Statutes of North Carolina relating to the practice of dentistry, with a favorable report, as amended.

By Senator Rutledge, for the Committee on Public Welfare:

S. B. 206, a bill to amend General Statutes 108-49 of part 2 of Article 3 of Chapter 108 of the General Statutes to extend the definition of dependent children to include children in foster care, with a favorable report.

S. B. 231, a bill to amend sub-Section (c) of General Statutes 48-21 relating to the waiver of the interlocutory decree in adoption proceedings, with a favorable report.

S. B. 68, a bill to amend General Statutes 110-49 relating to the issuance of permits and licenses to child caring institutions by the State Board of Public Welfare, with an unfavorable report as to bill, favorable report as to committee substitute bill.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator White: S. B. 240, a bill to subject insurance companies to certain intangibles taxes.

Referred to Committee on Finance.

By Senator Winslow: S. B. 241, a bill amending General Statutes 119-26 relating to the powers of the Gasoline and Oil Inspection Board.

Referred to Committee on Public Roads.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 104, a bill to amend the Constitution of North Carolina by re-writing Article IV thereof and making appropriate amendments of other Articles so as to improve the administration of justice in North Carolina.

Referred to Committee on Courts and Judicial Districts.

H. B. 186, a bill relating to investment of funds of the Teachers' and State Employees' Retirement System, the Local Governmental Employees' Retirement System and the Law Enforcement Officers' Benefit and Retirement Fund.

Referred to Committee on Retirement, Employment Security.

H. B. 394, a bill to amend Chapter 519 of the Session Laws of 1959 relating to the disposition of the net profits from alcoholic beverage control stores in the town of Shallotte.

Referred to Committee on Propositions and Grievances.

H. R. 454, a joint resolution requesting the United States Department of Agriculture and the North Carolina delegation in the Congress of the United States to re-study the price support program for tobacco to the end that a support level of 90 per centum of the parity price be established in North Carolina.

Upon motion of Senator Shelton, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 500, a bill to amend General Statutes 47-17.1 relating to the filing of papers for probate by the clerk of the Superior Court of Forsyth County, North Carolina.

Referred to Committee on Local Government.

H. B. 522, a bill to provide for the systematic advertising of the resources and advantages of Rowan County and to authorize expenditures therefor.

Referred to Committee on Local Government.

H. B. 530, a bill relating to the solicitation of advertisements to be published in official publications of law enforcement officers' associations.

Referred to Committee on Judiciary No. 2.

H. B. 542, a bill to amend General Statutes 65-13 relating to the removal of graves in the performance of governmental functions by making the Section applicable to the State and its agencies.

Referred to Committee on Judiciary No. 2.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 337, a bill to amend Chapter 32 of the Private Laws of 1895, the same being the charter of the town of Guilford College in Guilford County, North Carolina, so as to change the corporate limits of the town of Guilford County, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Burrow, Clark, Clayton, Cook, Crew, Currie, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

H. B. 386, a bill to authorize the expenditure of funds by municipalities in Franklin County for the purpose of advertising to promote the public interest and general welfare of said municipalities through industrial development and to authorize appropriation of funds to the Franklin County Industrial Commission for said purpose, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Burrow, Clark, Clayton, Cook, Crew, Currie, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

H. B. 476, a bill to revise and reorganize the charter of the city of Hickory, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Burrow, Clark, Clayton, Cook, Crew, Currie, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

H. B. 486, a bill to revise and consolidate the charter of the town of Elon College, North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Burrow, Clark, Clayton, Cook, Crew, Currie, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

S. B. 214, a bill to amend General Statutes 163-175 relating to single shot voting so as to make paragraph 6 thereof inapplicable to Stokes County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 221, a bill to consolidate and rewrite the laws pertaining to the civil service board of Mecklenburg County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 225, a bill to amend Chapter 167 of the Private Laws of 1915, the charter of the town of Fuquay Springs, relating to the salaries of the mayor and commissioners of said town.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 278, a bill to amend General Statutes 153-48.5 relating to the powers and duties of the board of commissioners of Davie County.

Passes its second and third readings and is ordered enrolled.

H. B. 291, a bill to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Gates and Hyde Counties.

The bill fails to pass its second reading.

H. B. 372, a bill to regulate fox hunting in McDowell County.

Passes its second and third readings and is ordered enrolled.

H. B. 382, a bill to exclude a certain described area from the municipal boundaries of the town of Kill Devil Hills, Dare County.

Passes its second and third readings and is ordered enrolled.

H. B. 387, a bill to provide for the exercise of powers by police officers one mile beyond the corporate limits of the town of Clarkton in Bladen County.

Passes its second and third readings and is ordered enrolled.

H. B. 395, a bill to validate tax levies and tax sales in the town of Aulander.

Passes its second and third readings and is ordered enrolled.

H. B. 397, a bill to amend General Statutes 153-9.35½ by adding Bertie County thereto and ratifying prior appropriation of Bertie County.

Passes its second and third readings and is ordered enrolled.

H. B. 400, a bill to authorize the town of Rockingham to sell certain lands at private sale.

Passes its second and third readings and is ordered enrolled.

H. B. 413, a bill amending General Statutes 165-27 with respect to the appointment of commissioners of the veterans recreation authority of the city of Charlotte.

Passes its second and third readings and is ordered enrolled.

H. B. 428, a bill to authorize the board of county commissioners of Burke County to govern and regulate the removal and disposal of trash, garbage, etc., and to contract with municipal corporations relating to the removal and disposal of trash, garbage, etc.

Passes its second and third readings and is ordered enrolled.

H. B. 447, a bill to amend General Statutes 152-1 so as to authorize the clerk of the Superior Court of Union County to appoint an assistant coroner and to amend General Statutes 152-5 relating to the compensation of the coroner of Union County.

Passes its second and third readings and is ordered enrolled.

H. B. 576, a bill to amend H. B. 344, ratified March 31, 1961, relating to the appointment of the county board of education of Jackson County.

Passes its second and third readings and is ordered enrolled.

S. B. 189, a bill to amend Chapter 153 of the General Statutes of North Carolina relating to the investment of county funds.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 193, a bill to amend General Statutes 163-31 so as to extend the registration period for an extra week where new countywide registrations are held prior to any primary or election.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 318, a bill increasing the year's allowance of widows and minor children.

Senator Roberts offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

Upon motion of Senator Rutledge, the Senate adjourns to meet tomorrow at 10:30 o'clock.

SIXTY-NINTH DAY

SENATE CHAMBER,
Friday, April 28, 1961.

The Senate meets pursuant to adjournment and is called to order by President pro tempore Lunsford Crew.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The Chair extends the courtesies of the galleries to the teachers and students of Elon College, Guilford County.

Upon motion of Senator Thomas of Union, the courtesies of the galleries are extended to the teachers and the students of the Albemarle Junior High School of Stanly County.

Upon motion of Senator Rutledge, the courtesies of the lobby are extended to John Fink of Cabarrus County.

Upon motion of Senator Van Landingham, the courtesies of the galleries are extended to the teachers and the students of the Silver Valley School of Davidson County.

The Chair extends the courtesies of the galleries to the teachers and the students of the Ely Whitley School of Alamance County.

Upon motion of Senator Clark, the courtesies of the galleries are extended to the teachers and the students of the eighth grade of the Gastonia School of Gaston County.

Upon motion of Senator McGeachy, the courtesies of the galleries are extended to the teachers and the students of the Pine Forest School of Cumberland County.

Upon motion of Senator Thomas of Union, the courtesies of the galleries are extended to the teachers and the students of the Unionville School of Union County.

Upon motion of Senator Kesler, the courtesies of the galleries are extended to the teachers and the students of the eighth grade of the East Spencer School of Rowan County.

Upon motion of Senator Winslow, the courtesies of the galleries are extended to the teachers and the students of the Windsor School of Bertie County.

Upon motion of Senator Cook, the courtesies of the galleries are extended to the teachers and the students of the eighth grade of the Drexel High School of Burke County.

The Chair grants leave of absence to Senator Burrow for Monday, May 1, 1961.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 454, a joint resolution requesting the United States Department of Agriculture and the North Carolina delegation in the Congress of the United States to re-study the price support program for tobacco to the end that a support level of 90 per centum of the parity price be established in North Carolina.

S. B. 76, an act to authorize counties to issue bonds for the purpose of erection or purchase of county office buildings.

S. B. 88, an act to amend and clarify the provisions of Chapter 158 of the General Statutes relating to the levying of taxes for local development.

S. B. 188, an act to authorize the clerk of the Superior Court to render judgment by default in actions to remove cloud from title to real estate.

H. B. 278, an act to amend General Statutes 153-48.5 relating to the powers and duties of the board of commissioners of Davie County.

H. B. 372, an act to regulate fox hunting in McDowell County.

H. B. 382, an act to exclude a certain described area from the municipal boundaries of the town of Kill Devil Hills, Dare County.

H. B. 387, an act to provide for the exercise of powers by police officers one mile beyond the corporate limits of the town of Clarkton in Bladen County.

H. B. 395, an act to validate tax levies and tax sales in the town of Aulander.

H. B. 397, an act to amend General Statutes 153-9.35½ by adding Bertie County thereto and ratifying prior appropriation of Bertie County.

H. B. 400, an act to authorize the town of Rockingham to sell certain lands at private sale.

H. B. 413, an act amending General Statutes 165-27 with respect to the appointment of commissioners of the veterans recreation authority of the city of Charlotte.

H. B. 428, an act to authorize the board of county commissioners of Burke County to govern and regulate the removal and disposal of trash, garbage, etc., and to contract with municipal corporations relating to the removal and disposal of trash, garbage, etc.

H. B. 447, an act to amend General Statutes 152-1 so as to authorize the clerk of the Superior Court of Union County to appoint an assistant coroner and to amend General Statutes 152-5 relating to the compensation of the coroner of Union County.

H. B. 576, an act to amend H. B. 344, ratified March 31, 1961, relating to the appointment of the county board of education of Jackson County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Alford, for the Committee on Local Government:

S. B. 235, a bill to amend General Statutes 160-453.24 relating to the extension of corporate limits in Edgecombe and Nash Counties, with a favorable report.

H. B. 124, a bill to amend General Statutes 161-10.1 so as to allow the Register of Deeds of Lenoir County a fee for issuing certified copies of marriage licenses, with a favorable report.

H. B. 226, a bill to amend Chapter 283 of the Session Laws of 1955 relating to the charter of the town of Lowell, the time of taking office of the mayor and board of aldermen, and the authorization of the employment of a town manager for the town of Lowell, with a favorable report.

H. B. 398, a bill to validate tax levies and tax sales in Bertie County, with a favorable report.

H. B. 448, a bill fixing the salaries of certain officials in Pasquotank County, with a favorable report.

H. B. 492, a bill to amend Chapter 525 of the Session Laws of 1949 relating to public address systems in Caswell County, with a favorable report.

H. B. 522, a bill to provide for the systematic advertising of the resources and advantages of Rowan County and to authorize expenditures therefor, with a favorable report.

By Senator Thomas of Hoke, for the Committee on Propositions and Grievances:

S. B. 230, a bill to amend General Statutes 18-39 relating to the establishing of liquor stores, with a favorable report.

H. B. 389, a bill to authorize the qualified voters of the town of Ocean Isle Beach to determine whether alcoholic beverage control stores shall be established in said town and to prescribe the method of operation and the disposition of the net profits thereof, with a favorable report.

H. B. 394, a bill to amend Chapter 519 of the Session Laws of 1959 relating to the disposition of the net profits from alcoholic beverage control stores in the town of Shallotte, with a favorable report.

H. B. 390, a bill to authorize the qualified voters of the town of Long Beach to determine whether alcoholic beverage control stores shall be established in said town and to prescribe the method of operation and the disposition of the net profits thereof, with a favorable report, as amended.

By Senator Moore, for the Committee on Public Roads:

S. B. 93, a bill to amend General Statutes 20-16 to permit suspension of drivers' licenses for two offenses of speeding committed within twelve months, with a favorable report.

H. B. 107, a bill to amend various Sections of Chapter 20 of the General Statutes so as to make the law with regard to registration conform with the Vehicle Financial Responsibility Act of 1957, with a favorable report, as amended.

H. B. 366, a bill to amend General Statutes 20-141.3 relating to pre-arranged racing on streets and highways to provide increased penalties therefor, with a favorable report.

H. B. 443, a bill to exempt from registration those small farm trailers known generally as tobacco handling trailers, tobacco trucks or tobacco trailers when used in connection with harvesting or curing tobacco, with a favorable report.

By Senator Whitley, for the Committee on Wildlife:

S. B. 218, a bill to amend General Statutes 113-146, relating to a municipally owned lake in Rocky Mount, North Carolina, with a favorable report.

H. B. 336, a bill to amend General Statutes 113-152 to permit licensed bow nets to be used by persons other than the licensee, with a favorable report.

H. B. 363, a bill to exempt Martin County from General Statutes 113-247 relating to fishing on Sunday, with a favorable report.

H. B. 412, a bill to prevent the taking of deer on Turkey Creek, Morgan Creek, and Long Creek with the aid of boats, with a favorable report.

H. B. 435, a bill to permit the residents of Bladen County to have the privilege of fishing in that part of Wishart's Township, Robeson County, known and designated as "The Big Swamp", without being required to purchase a state fishing license for the privilege of so doing, with a favorable report, as amended.

By Senator Kesler, for the Committee on Courts and Judicial Districts:

H. B. 104, a bill to amend the Constitution of North Carolina by rewriting Article IV thereof and making appropriate amendments of other Articles so as to improve the administration of justice in North Carolina, with a favorable report, as amended.

Upon motion of Senator Warren of Beaufort, the rules are suspended and the bill is placed upon today's Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hoyle: S. B. 242, a bill to amend General Statutes 58-250.1, relating to notice to the insured as to the effect of misrepresentations and omission of information in application for hospitalization insurance policies and right of such person to return the policy and receive a full refund of premium.

Referred to Committee on Insurance.

By Senator Thomas of Union: S. B. 243, a bill to amend General Statutes 1-109, relating to prosecution bonds in civil actions in Union County.

Referred to Committee on Judiciary No. 2.

By Senators Shelton, Scott, Whitley and Morgan: S. B. 244, a bill relating to the compulsory inspection of meat, meat products, and meat by-products.

Referred to Committee on Agriculture.

By Senator Clark: S. B. 245, a bill to amend General Statutes 143-52 so as to authorize the director of administration to require affidavits of bidders upon State contracts to the effect that there was no collusion among the bidders.

Referred to Committee on Judiciary No. 2.

By Senator Shelton: S. R. 246, a Senate Resolution of greeting, respect, appreciation and good wishes to the Honorable W. G. Clark upon the occasion of his 84th birthday.

Upon motion of Senator Shelton, the rules are suspended and the resolution is taken up for immediate consideration.

The resolution is adopted.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 367, a bill to amend General Statutes 148-33.1 relating to the quartering of prisoners with work release privileges.

Referred to Committee on Public Roads.

H. B. 446, a bill to repeal Sections 1 and 2 of Chapter 173, Session Laws of 1959, and to repeal Chapter 724, Session Laws of 1957, so as to create the office of tax supervisor for Haywood County, and to provide for the appointment and compensation of the said tax supervisor by the board of county commissioners of Haywood County.

Referred to Committee on Counties, Cities and Towns.

H. B. 453, a bill amending and rewriting certain provisions of Chapter 86 of the General Statutes of North Carolina entitled "Barbers".

Referred to Committee on Judiciary No. 1.

H. B. 465, a bill requiring a building permit in Haywood County, North Carolina.

Referred to Committee on Counties, Cities and Towns.

H. B. 468, a bill to require and authorize the county commissioners of Perquimans County to turn into the general fund all delinquent taxes collected after October 1 of the year in which they become delinquent.

Referred to Committee on Counties, Cities and Towns.

H. B. 474, a bill authorizing the sale of certain county-owned real property in Gates County.

Referred to Committee on Counties, Cities and Towns.

H. B. 485, a bill to repeal the charter of the town of Wood in Franklin County.

Referred to Committee on Counties, Cities and Towns.

H. B. 493, a bill to reactivate the municipal government of the town of Bolivia in Brunswick County.

Referred to Committee on Counties, Cities and Towns.

H. B. 494, a bill to amend General Statutes 51-3 relating to capacity for marriage.

Referred to Committee on Judiciary No. 1.

H. B. 499, a bill to authorize the city of Charlotte to license drivers and operators of ambulances and to franchise ambulances.

Referred to Committee on Counties, Cities and Towns.

H. B. 531, a bill to amend the charter of the town of Rutherfordton, Chapter 253 of the Private Laws of 1913, and amendments thereto, relating to manner and time in which claims may be filed against said town.

Referred to Committee on Counties, Cities and Towns.

H. B. 532, a bill to authorize the board of commissioners of the town of Drexel to appropriate and pay funds to the Drexel Community Center.

Referred to Committee on Counties, Cities and Towns.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 337, a bill to amend Chapter 32 of the Private Laws of 1895, the same being the charter of the town of Guilford College in Guilford County, North Carolina, so as to change the corporate limits of the town of Guilford College, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Eagles, Eubank, Forsyth, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Kessler, McGeachy, Midgett, Moore, Morgan, Roberts, Royall, Rutledge, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Winkler, Winslow—42.

The bill is ordered enrolled.

H. B. 386, a bill to authorize the expenditure of funds by municipalities in Franklin County for the purpose of advertising to promote the public interest and general welfare of said municipalities through industrial development and to authorize appropriation of funds to the Franklin County Industrial Commission for said purpose, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Eagles, Eubank, Forsyth, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Kessler, McGeachy, Midgett, Moore, Morgan, Roberts, Royall, Rutledge, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Winkler, Winslow—42.

The bill is ordered enrolled.

H. B. 476, a bill to revise and reorganize the charter of the city of Hickory, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Eagles, Eubank, Forsyth, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Kessler, McGeachy, Midgett, Moore, Morgan, Roberts, Royall, Rutledge, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Winkler, Winslow—42.

The bill is ordered enrolled.

H. B. 486, a bill to revise and consolidate the charter of the town of Elon College, North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydllett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Eagles, Eubank, Forsyth, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Kessler, McGeachy, Midgett, Moore, Morgan, Roberts, Royall, Rutledge, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Winkler, Winslow—42.

The bill is ordered enrolled.

S. B. 222, a bill to amend Chapter 279, Public-Local Laws of 1937, relating to the creation of school districts, the issuance of school building bonds and notes in behalf of school districts and special tax bond units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds and notes, by making additional provisions for the issuance of school building bonds and extending the application of said act to Robeson County, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydllett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Eagles, Eubank, Forsyth, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Kessler, McGeachy, Midgett, Moore, Morgan, Roberts, Royall, Rutledge, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Winkler, Winslow—42.

S. B. 223, a bill to authorize the creation of school districts as special bond tax units, the issuance of school bonds for and in behalf of such districts and the levy of taxes within such districts for the payment of the principal and interest of such bonds, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydllett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Eagles, Eubank, Forsyth, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Kessler, McGeachy, Midgett, Moore, Morgan, Roberts, Royall, Rutledge, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Winkler, Winslow—42.

H. B. 483, a bill to amend Chapter 585 of the Session Laws of 1951 to authorize the board of commissioners of Pitt County to levy a capital outlay tax upon property in the Pitt County School Districts which may request same not in excess of twenty cents on the one hundred dollar valuation, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydllett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Eagles, Eubank, Forsyth, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Kessler, McGeachy, Midgett, Moore, Morgan, Roberts, Royall, Rutledge, Shelton,

Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitely, Winkler, Winslow—42.

H. B. 533, a bill to amend H. B. 332, ratified on the 14th of April, 1961, relating to the calling of elections on the question of levying taxes for industrial development purposes in Caswell and other counties, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Eagles, Eubank, Forsyth, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Kesler, McGeachy, Midgett, Moore, Morgan, Roberts, Royall, Rutledge, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitely, Winkler, Winslow—42.

S. B. 232, a bill to authorize the board of county commissioners of Halifax County to convey certain property to the Alcoholic Beverages Control Board of Halifax County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 197, a bill to provide for the nomination and election of the county board of education in Jackson County.

Passes its second and third readings and is ordered enrolled.

H. B. 415, a bill relating to the Morehead City Municipal Hospital.

Passes its second and third readings and is ordered enrolled.

H. B. 416, a bill to amend Chapter 539 of the Public-Local Laws of 1939, as amended, relating to use of alcoholic beverage control store profits by the town of Morehead City.

Senator Hamilton offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 422, a bill authorizing conveyance of abandoned building at Ashland School in Bertie County to Ashland Baptist Church.

Passes its second and third readings and is ordered enrolled.

H. B. 440, a bill to provide for the nomination of the members of the board of education of Pamlico County.

Passes its second and third readings and is ordered enrolled.

H. B. 449, a bill to extend the terms of certain members of the board of education of Gaston County.

Passes its second and third readings and is ordered enrolled.

H. B. 491, a bill to appoint members of the Orange County Board of Education.

Passes its second and third readings and is ordered enrolled.

H. B. 495, a bill to amend Chapter 1154 of the Session Laws of 1959 relating to certain tax funds of the Tryon City Board of Education.

Passes its second and third readings and is ordered enrolled.

H. B. 514, a bill to establish and provide for the nomination and selection of the members of the board of education of Columbus County.

Passes its second and third readings and is ordered enrolled.

H. B. 104, a bill to amend the Constitution of North Carolina by re-writing Article IV thereof and making appropriate amendments of other Articles so as to improve the administration of justice in North Carolina.

Upon motion of Senator Kesler, the amendments offered by the Committee are adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Winkler, Winslow—46.

The bill, as amended, passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Winkler, Winslow—46.

The bill is ordered sent to the House of Representatives for concurrence in the Senate amendment, by special messenger.

S. B. 177, a bill to provide for the central registration of marriage certificates, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Eagles, Eubank, Forsyth, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Kesler, McGeachy, Midgett, Moore, Morgan, Roberts, Royall, Rutledge, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Winkler, Winslow—42.

S. B. 228, a bill to amend Article 2 of Chapter 90 of the General Statutes of North Carolina relating to the practice of dentistry, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Eagles, Eubank, Forsyth, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Kesler, McGeachy, Midgett, Moore, Morgan, Roberts, Royall, Rutledge, Shelton,

Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitely, Winkler, Winslow—42.

H. B. 237, a bill to amend Chapter 279 of the Public-Local Laws of 1937, as amended, for the purpose of extending the provisions of same to recreational facilities, athletic fields and stadiums of public schools.

Upon motion of Senator Stikeleather, action on the bill is postponed until Wednesday, May 3, 1961.

S. B. 68, a bill to amend General Statutes 110-49 relating to the issuance of permits and licenses to child caring institutions by the State Board of Public Welfare.

The substitute bill offered by the Committee is adopted.

The bill passes its second reading.

Upon motion of Senator Hoyle, action on the bill is postponed until Tuesday, May 2, 1961.

S. B. 83, a bill to change gasoline tax refunds under General Statutes 105-446 from a calendar year basis to a fiscal year basis and to delete the requirement that applicants file statements with respect to the filing of income tax returns.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 172, a bill to authorize the transfer of one hundred thousand dollars in capital improvements funds at North Carolina State College in order to permit completion and equipping of a new cafeteria at said institution.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 185, a bill to amend General Statutes 115-126 to authorize boards of education to grant easements for public utilities to school property.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 206, a bill to amend General Statutes 108-49 of Part 2 of Article 3 of Chapter 108 of the General Statutes, to extend the definition of dependent children to include children in foster care.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 231, a bill to amend sub-Section (c) of General Statutes 48-21, relating to the waiver of the interlocutory decree in adoption proceedings.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 290, a bill to amend Article 6, Chapter 15 of the General Statutes relating to arrests.

Upon motion of Senator Clark, action on the bill is postponed until Tuesday, May 2, 1961.

H. B. 295, a bill to amend General Statutes 143-355 relating to investigation and approval of applications for the use of waters for irrigation purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 365, a bill to amend Chapter 264, Session Laws of 1957, relating to the discharge of sewage and wastes into the waters of the Neuse River by allowing an additional two years for implementation.

Upon motion of Senator White, action on the bill is postponed until Tuesday, May 2, 1961.

Upon motion of Senator Morgan, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

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SEVENTIETH DAY

SENATE CHAMBER,
Saturday, April 29, 1961.

The Senate meets pursuant to adjournment, and in the absence of Lieutenant Governor H. Cloyd Philpott and President pro tempore Lunsford Crew, the Principal Clerk S. Ray Byerly calls Senator Hancock to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The Chair extends the courtesies of the lobby to Mrs. Wills Hancock, wife of Senator Hancock of Granville County, and to the teachers and the students of the eighth grade of the Murphy Elementary School of Cherokee County.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 226, a bill to amend Chapter 283 of the Session Laws of 1955 relating to the charter of the town of Lowell, the time of taking office of the mayor and board of aldermen and the authorization of the employment of a town manager for the town of Lowell.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Crew, the Senate adjourns to meet Monday evening at 8 o'clock.

SEVENTY-FIRST DAY

SENATE CHAMBER,
Monday, May 1, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. W. C. Bearden, Pastor of the Balfour Baptist Church, Asheboro, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Van Landingham, the courtesies of the lobby are extended to Russell Zimmeron of Davidson County.

The Chair extends the courtesies of the lobby to Ralph Bulla and Benton Burgess of Randolph County.

Upon motion of Senator Royall, the courtesies of the floor are extended to former Senator Avery Hightower of Anson County.

The Chair extends the courtesies of the lobby to former Senator William Medford of Haywood County.

Upon motion of Senator Morgan, the courtesies of the lobby are extended to A. R. McKay of Catawba County.

Upon motion of Senator Currie, the courtesies of the lobby are extended to Mrs. P. D. Midgett, Jr., wife of Senator Midgett of Hyde County.

Upon motion of Senator Forsyth, the courtesies of the lobby are extended to Mr. and Mrs. L. W. Wilson of Cherokee County.

Upon motion of Senator Moore, leave of absence is granted to Senator Banzet of Warren County.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 83, a bill to change gasoline tax refunds under General Statutes 105-446 from a calendar year basis to a fiscal year basis and to delete the requirement that applicants file statements with respect to the filing of income tax returns.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Forsyth, for the Committee on Salaries and Fees:

H. B. 160, a bill relating to the compensation of the clerk of the Superior Court, the register of deeds, the sheriff, and their employees, assistants and deputies, of Wilkes County, with a favorable report.

H. B. 424, a bill relating to the compensation and travel allowance of members of the county board of education and the county board of health of Alamance County, with a favorable report.

H. B. 450, a bill to amend General Statutes 9-5 to fix the compensation of jurors in the Superior Court of Martin County, with a favorable report.

H. B. 466, a bill to authorize the board of county commissioners of Perquimans County to fix fees charged by county officers and to authorize the board of county commissioners of said county to fix the number of salaried county employees and the compensation of county officials and employees, with a favorable report.

H. B. 477, a bill to fix the compensation and travel allowance for jurors in Buncombe County, with a favorable report.

H. B. 479, a bill to fix the compensation of the sheriff of Harnett County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hollowell: S. B. 247, a bill to amend General Statutes 153-10 relating to the authority of the county commissioners of Wayne County to interdict certain shows.

Referred to Committee on Local Government.

By Senator Jordan: S. B. 248, a bill relating to the rental of motor vehicles.

Referred to Committee on Judiciary No. 1.

By Senator Hoyle: S. B. 249, a bill to provide for the licensing of private detectives in North Carolina.

Referred to Committee on Judiciary No. 1.

By Senator Hoyle: S. B. 250, a bill to rewrite Article 14 of Chapter 58 of the General Statutes of North Carolina relating to real estate title insurance companies.

Referred to Committee on Insurance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

House Committee Substitute for S. B. 132, a bill to rewrite Section 14-390 of the General Statutes relating to the furnishing of certain intoxicants, drugs or weapons to inmates of charitable and penal institutions.

Referred to Committee on Judiciary No. 1.

H. B. 233, a bill to decrease the amount of annual installments of principal that shall become due upon assessment anticipation notes in order to encourage a larger participation in the preservation of soil and land by drainage districts.

Referred to Committee on Judiciary No. 1.

H. B. 272, a bill to validate the official acts of Elsie Foster, a Justice of the Peace in Wilkes County.

Referred to Committee on Judiciary No. 1.

H. B. 381, a bill to amend Chapter 396 of the Public Local Laws of 1941 relating to justices of the peace in Guilford County.

Referred to Committee on Judiciary No. 2.

H. B. 433, a bill relating to the compensation of justices of the peace in Hoke County.

Referred to Committee on Salaries and Fees.

H. B. 434, a bill relating to the issuance of warrants and receipts by justices of the peace in Avery County.

Referred to Committee on Judiciary No. 1.

H. R. 455, a joint resolution authorizing the Governor to appoint a commission to study the necessity and advisability of the establishment of a school for the deaf in eastern North Carolina.

Referred to Committee on State Government.

H. B. 459, a bill to amend Article 17A of Chapter 7 of the General Statutes relating to warrants and receipts so as to include Macon County.

Referred to Committee on Judiciary No. 2.

H. B. 467, a bill to remove from the sheriff of Perquimans County the duty of collecting taxes, to provide for the appointment of a tax collector of Perquimans County and to define his duties.

Referred to Committee on Local Government.

H. B. 470, a bill to amend Chapter 1110 of the Session Laws of 1959 relating to the membership of Perquimans County Board of Education.

Referred to Committee on Education.

H. B. 505, a bill to amend Chapter 298, Session Laws of 1945, to permit the Forsyth County Employees Retirement Fund to be invested in those types of securities or other investments authorized by law for the investment of assets of domestic life insurance companies.

Referred to Committee on Judiciary No. 1.

H. B. 520, a bill to amend Chapter 186 of the Private Laws of 1909 relating to the charter of the town of Edenton so as to grant to the town certain powers with respect to property acquired from the United States.

Referred to Committee on Local Government.

H. B. 521, a bill to amend General Statutes 160-241 to permit the town of Edenton to grant exemption of a maximum of 75 feet on the short side of corner lots from assessments for water and sewerage systems when both sides of corner lots are affected.

Referred to Committee on Counties, Cities and Towns.

H. B. 546, a bill to amend Chapter 861 of the Session Laws of 1957 for the purpose of adjusting the hospitalization and other benefits of the Johnston County Peace Officers' Relief Association.

Referred to Committee on Local Government.

H. B. 552, a bill to amend Chapter 435, Private Laws of 1913, said Chapter, with amendments thereto, constituting the charter of the town of Beaufort, Carteret County.

Referred to Committee on Counties, Cities and Towns.

H. B. 557, a bill to amend General Statutes 153-266.18 so as to make violation of a county zoning ordinance a misdemeanor.

Referred to Committee on Local Government.

H. B. 562, a bill to amend Chapter 741 of the Session Laws of 1959 relating to the chairman and members of the board of county commissioners of Union County.

Referred to Committee on Local Government.

H. B. 568, a bill to amend Chapter 699 and Chapter 727 of the Session Laws of North Carolina, 1959, to change the date of municipal elections in the towns of Bayshore Park and Cape Carteret in Carteret County.

Referred to Committee on Counties, Cities and Towns.

H. B. 574, a bill to incorporate the Blue Ridge Baptist Church Cemetery in Ashe County.

Referred to Committee on Judiciary No. 1.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 222, a bill to amend Chapter 279, Public Local Laws of 1937, relating to the creation of school districts, the issuance of school building bonds and notes in behalf of school districts and special tax bond units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds and notes, by making additional provisions for the issuance of school building bonds and extending the application of said Act to Robeson County, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Bell, Brock, Clark, Clayton, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitmire, Winkler—39.

The bill is ordered sent to the House of Representatives.

S. B. 223, a bill to authorize the creation of school districts as special bond tax units, the issuance of school bonds for and in behalf of such districts and the levy of taxes within such districts for the payment of the principal and interest of such bonds, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Bell, Brock, Clark, Clayton, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitmire, Winkler—39.

The bill is ordered sent to the House of Representatives.

H. B. 483, a bill to amend Chapter 585 of the Session Laws of 1951 to authorize the board of commissioners of Pitt County to levy a capital outlay tax upon property in the Pitt County School Districts which may request same not in excess of twenty cents on the one hundred dollar valuation, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Bell, Brock, Clark, Clayton, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitmire, Winkler—39.

The bill is ordered enrolled.

H. B. 533, a bill to amend H. B. 332, ratified on the 14th of April, 1961, relating to the calling of elections on the question of levying taxes for industrial development purposes in Caswell and other counties, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Bell, Brock, Clark, Clayton, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitmire, Winkler—39.

The bill is ordered enrolled.

S. B. 235, a bill to amend General Statutes 160-453.24, relating to the extension of corporate limits in Edgecombe and Nash Counties, upon second reading.

The bill passes its second reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Bell, Brock, Clark, Clayton, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitmire, Winkler—39.

S. B. 218, a bill to amend General Statutes 113-146, relating to a municipally owned lake in Rocky Mount, North Carolina.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 124, a bill to amend General Statutes 161-10.1 so as to allow the register of deeds of Lenoir County a fee for issuing certified copies of marriage licenses.

Passes its second and third readings and is ordered enrolled.

H. B. 363, a bill to exempt Martin County from General Statutes 113-247 relating to fishing on Sunday.

Passes its second and third readings and is ordered enrolled.

H. B. 389, a bill to authorize the qualified voters of the town of Ocean Isle Beach to determine whether alcoholic beverage control stores shall be established in said town and to prescribe the method of operation and the disposition of the net profits thereof.

Passes its second and third readings and is ordered enrolled.

H. B. 390, a bill to authorize the qualified voters of the town of Long Beach to determine whether alcoholic beverage control stores shall be established in said town, and to prescribe the method of operation and the disposition of the net profits thereof.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 394, a bill to amend Chapter 519 of the Session Laws of 1959, relating to the disposition of the net profits from alcoholic beverage control stores in the town of Shallotte.

Passes its second and third readings and is ordered enrolled.

H. B. 398, a bill to validate tax levies and tax sales in Bertie County.

Passes its second and third readings and is ordered enrolled.

H. B. 412, a bill to prevent the taking of deer on Turkey Creek, Morgan Creek, and Long Creek with the aid of boats.

Passes its second and third readings and is ordered enrolled.

H. B. 435, a bill to permit the residents of Bladen County to have the privilege of fishing in that part of Wishart's Township, Robeson County, known and designated as "The Big Swamp", without being required to purchase a state fishing license for the privilege of so doing.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 448, a bill fixing the salaries of certain officials in Pasquotank County.

Passes its second and third readings and is ordered enrolled.

H. B. 492, a bill to amend Chapter 525 of the Session Laws of 1949 relating to public address systems in Caswell County.

Passes its second and third readings and is ordered enrolled.

H. B. 522, a bill to provide for the systematic advertising of the resources and advantages of Rowan County and to authorize expenditures therefor. Passes its second and third readings and is ordered enrolled.

S. B. 177, a bill to provide for the central registration of marriage certificates, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 40, nces 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Bell, Brock, Clark, Clayton, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Shelton, Stikeleather, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—40.

The bill is ordered engrossed.

S. B. 228, a bill to amend Article 2 of Chapter 90 of the General Statutes of North Carolina relating to the practice of dentistry, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 40, nces 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Bell, Brock, Clark, Clayton, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Shelton, Stikeleather, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—40.

The bill is ordered engrossed.

S. B. 93, a bill to amend General Statutes 20-16 to permit suspension of drivers' licenses for two offenses of speeding committed within twelve months.

Senator Moore offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 230, a bill to amend General Statutes 18-39 relating to the establishing of liquor stores.

Upon motion of Senator Rutledge, the bill is re-referred to the Committee on Judiciary No. 1.

H. B. 107, a bill to amend various Sections of Chapter 20 of the General Statutes so as to make the law with regard to registration conform with the Vehicle Financial Responsibility Act of 1957.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second reading.

Upon objection of Senator King to its third reading, the bill remains upon the Calendar for its third reading.

H. B. 336, a bill to amend General Statutes 113-152 to permit licensed bow nets to be used by persons other than the licensee.

Passes its second and third readings and is ordered enrolled.

H. B. 366, a bill to amend General Statutes 20-141.3 relating to pre-arranged racing on streets and highways to provide increased penalties therefor.

The bill passes its second reading.

Upon objection of Senator King to its third reading, the bill remains upon the Calendar for its third reading.

H. B. 443, a bill to exempt from registration those small farm trailers known generally as tobacco handling trailers, tobacco trucks or tobacco trailers when used in connection with harvesting or curing tobacco.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Bell, the Senate adjourns in honor of the memory of W. L. Thorpe, Sr., of Rocky Mount and W. L. McKeithan of Southern Pines, both had given much of their time and study to the new Court Reform Legislation passed last Friday, to meet tomorrow at 12 M.

SEVENTY-SECOND DAY

SENATE CHAMBER,
Tuesday, May 2, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Rhyne, the courtesies of the lobby are extended to Marjorie Thompson of Mecklenburg County.

Upon motion of Senator Humphrey, the courtesies of the galleries are extended to the teachers and the students of the eighth grade of the Bessemer School of Guilford County.

Upon motion of Senator Hoyle, the courtesies of the galleries are extended to the teachers and the students of the Bells School of Chatham County.

Upon motion of Senator Moore, H. B. 367, a bill to amend General Statutes 148-331 relating to the quartering of prisoners with work release privileges, is taken from the Committee on Public Roads and re-referred to the Committee on Penal Institutions.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 95, an act to amend General Statutes 20-26 so as to fix the fees for furnishing of driver's license records other than for official use and to provide for the disposition of such fees.

S. B. 134, an act to amend General Statutes 160-2 entitled corporate powers to grant municipalities authority to apportion between their existing voting units newly annexed territory.

S. B. 137, an act to amend General Statutes 160-200 so as to clarify the provisions relating to municipal support of an art gallery.

S. B. 138, an act to rewrite sub-Section (4) of General Statutes 143-49 relating to the purchase and contract division of the Department of Administration.

S. B. 142, an act to amend General Statutes 113-84 so as to authorize the Wildlife Resources Commission to fix a concurrent open season on doe deer and male deer.

S. B. 149, an act to permit invited guests of the owners to fish in private ponds without licenses.

H. B. 104, an act to amend the Constitution of North Carolina by re-writing Article IV thereof and making appropriate amendments of other Articles so as to improve the administration of justice in North Carolina.

H. B. 197, an act to provide for the nomination and election of the county board of education in Jackson County.

H. B. 295, an act to amend General Statutes 143-355 relating to investigation and approval of applications for the use of waters for irrigation purposes.

H. B. 318, an act increasing the year's allowance of widows and minor children.

H. B. 337, an act to amend Chapter 32 of the Private Laws of 1895, the same being the charter of the town of Guilford College in Guilford County, North Carolina, so as to change the corporate limits of the town of Guilford College.

H. B. 386, an act to authorize the expenditure of funds by municipalities in Franklin County for the purpose of advertising to promote the public interest and general welfare of said municipalities through industrial development and to authorize appropriation of funds to the Franklin County Industrial Development Commission for said purpose.

H. B. 415, an act relating to the Morehead City Municipal Hospital.

H. B. 422, an act authorizing conveyance of abandoned building at Ashland School in Bertie County to Ashland Baptist Church.

H. B. 440, an act to provide for the nomination of the members of the board of education of Pamlico County.

H. B. 449, an act to extend the terms of office of certain members of the board of education of Gaston County.

H. B. 476, an act to revise and reorganize the charter of the city of Hickory.

H. B. 486, an act to revise and consolidate the charter of the town of Elon College, North Carolina.

H. B. 491, an act to appoint members of the Orange County Board of Education.

H. B. 495, an act to amend Chapter 1154 of the Session Laws of 1959 relating to certain surplus tax funds of the Tryon City Board of Education.

H. B. 514, an act to establish and provide for the nomination and selection of the members of the board of education of Columbus County.

H. B. 124, an act to amend General Statutes 161-10.1 so as to allow the register of deeds of Lenoir County a fee for issuing certified copies of marriage licenses.

H. B. 336, an act to amend General Statutes 113-152 to permit licensed bow nets to be used by persons other than the licensee.

H. B. 363, an act to exempt Martin County from General Statutes 113-247 relating to fishing on Sunday.

H. B. 394, an act to amend Chapter 519 of the Session Laws of 1959 relating to the disposition of the net profits from alcoholic beverage control stores in the town of Shallotte.

H. B. 398, an act to validate tax levies and tax sales in Bertie County.

H. B. 412, an act to prevent the taking of deer on Turkey Creek, Morgan Creek, and Long Creek with the aid of boats.

H. B. 443, an act to exempt from registration those small farm trailers known generally as tobacco handling trailers, tobacco trucks or tobacco trailers when used in connection with harvesting or curing tobacco.

H. B. 448, an act fixing the salaries of certain officials in Pasquotank County.

H. B. 483, an act to amend Chapter 585 of the Session Laws of 1951 to authorize the board of commissioners of Pitt County to levy a capital outlay tax upon property in the Pitt County School Districts which may request same not in excess of twenty cents on the one hundred dollar valuation.

H. B. 492, an act to amend Chapter 525 of the Session Laws of 1949 relating to public address systems in Caswell County.

H. B. 522, an act to provide for the systematic advertising of the resources and advantages of Rowan County and to authorize expenditures therefor.

H. B. 533, an act to amend H. B. 332, ratified on the 14th of April, 1961, relating to the calling of elections on the question of levying taxes for industrial development purposes in Caswell and other counties.

H. B. 226, an act to amend Chapter 283 of the Session Laws of 1955 relating to the charter of the town of Lowell, the time of taking office of the mayor and board of alderman, and the authorization of the employment of a town manager for the town of Lowell.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 93, a bill to amend General Statutes 20-16 to permit suspension of drivers' licenses for two offenses of speeding committed within twelve months.

S. B. 228, a bill to amend Article 2 of Chapter 90 of the General Statutes of North Carolina relating to the practice of dentistry.

S. B. 177, a bill to provide for the central registration of marriage certificates.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Bell, for the Committee on Judiciary No. 1:

H. B. 317, a bill to prevent payment of commissions to personal representatives guilty of misconduct or default, with a favorable report.

H. B. 319, a bill providing for service of petition or complaint upon each defendant in a contested special proceeding, with a favorable report.

H. B. 494, a bill to amend General Statutes 51-3 relating to capacity for marriage, with a favorable report.

By Senator Clark, for the Committee on Judiciary No. 2:

S. B. 243, a bill to amend General Statutes 1-109, relating to prosecution bonds in civil actions in Union County, with a favorable report.

H. B. 463, a bill to amend General Statutes 7-70 so as to exchange the October terms of Superior Court in Bladen and Brunswick Counties, with a favorable report.

H. B. 352, a bill prohibiting municipally owned and operated power and light companies from engaging in retail sales of appliances and fixtures, with an unfavorable report.

H. B. 404, a bill to limit the personal property tax exemption of educational institutions to those not operated for profit, with an unfavorable report.

By Senator Eagles, for the Committee on State Government:

H. B. 178, a bill to establish the State Capitol Planning Commission, with a favorable report.

S. B. 210, a bill to amend Chapter 132 of the General Statutes to clarify the authority of the State Department of Archives and History to conduct a records management and preservation program, with a favorable report.

Upon motion of Senator Jordan, the bill is re-referred to the Committee on Appropriations.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jordan: S. B. 251, a bill concerning the formation and operation of mutual trust investment companies under the supervision of the Commissioner of Banks and investment by corporate fiduciaries of North Carolina in shares of such companies.

Referred to Committee on Banking.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 437, a bill authorizing the city of Southport, the town of Boiling Springs Lake, the town of Long Beach, and Brunswick County to establish an Airport Commission, which commission shall be vested with the power of eminent domain and the power to issue bonds or other securities or obligations for the purpose of providing funds for the acquisition of lands, constructions and operation of said airport facility together with all powers as set out in Chapter 63 of the General Statutes of North Carolina.

Referred to Committee on Finance.

H. B. 472, a bill to amend Section 1 of Chapter 899 of the 1957 Session Laws relating to the recommendation and appointment of officers of the town of Yaupon Beach, North Carolina, in Brunswick County.

Referred to Committee on Local Government.

H. B. 504, a bill authorizing the board of commissioners of Forsyth County to fix the fees, costs and commissions to be charged and collected by the clerk of the Superior Court of Forsyth County and amending General Statutes 2-26 through General Statutes 2-35, inclusive, and General Statutes 2-37 relating thereto.

Referred to Committee on Salaries and Fees.

H. B. 507, a bill to amend Chapter 1186, Session Laws of 1949, by increasing the fee to be charged in criminal cases for the benefit of the twin county peace officers association of Edgecombe and Nash Counties from one dollar to one dollar and twenty-five cents.

Referred to Committee on Salaries and Fees.

H. B. 518, a bill to amend Chapter 30 of the Private Laws of 1913, as amended, being the charter of the town of Bessemer City, to authorize the board of town commissioners to provide that the secretary shall have the powers and perform the duties of treasurer and validating all acts heretofore performed with respect to the duties and functions of the secretary and the treasurer.

Referred to Committee on Local Government.

H. B. 540, a bill to authorize the sheriff of Northampton County to appoint an additional full-time salaried deputy sheriff.

Referred to Committee on Counties, Cities and Towns.

H. B. 560, a bill to redefine the corporate limits of the town of Castalia in Nash County.

Referred to Committee on Counties, Cities and Towns.

H. B. 563, a bill to provide for the listing of dogs and a kennel tax in Pasquotank County.

Referred to Committee on Finance.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 143, a bill to amend Section 4 of Article II of the Constitution of North Carolina relating to the districting of the State for Senators, upon second reading.

The amendment offered by the Committee is adopted.

Senator Davis offers an amendment.

Upon the adoption of the amendment, Senator Davis calls for the "ayes" and "noes".

The call is sustained.

The amendment fails of adoption by roll call vote, ayes 17, noes 31, as follows:

Those voting in the affirmative are: Senators Bell, Burrow, Clark, Crew, Currie, Davis, Humphrey, Jordan, King, McGeachy, Moore, Morgan, Rhyne, Roberts, Shuford, Stikeleather, Van Landingham—17.

Those voting in the negative are: Senators Alford, Aydlott, Brock, Clayton, Cook, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Humber, Johnson, Kesler, Midgett, Royall, Rutledge, Scott, Shelton, Stone, Sumner, Thomas of Hoke, Thomas of Union, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—31.

The bill, as amended, passes its second reading by roll call vote, ayes 35, noes 13, as follows:

Those voting in the affirmative are: Senators Alford, Aydlott, Brock, Clark, Clayton, Cook, Crew, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Humber, Johnson, Kesler, King, Midgett, Moore, Royall, Rutledge, Scott, Shelton, Stone, Sumner, Thomas of Hoke, Thomas of Union, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—35.

Those voting in the negative are: Senators Bell, Burrow, Currie, Davis, Humphrey, Jordan, McGeachy, Morgan, Rhyne, Roberts, Shuford, Stikeleather, Van Landingham—13.

The following pair is announced: Senators Banzet "aye", Hoyle "no".

The bill, as amended, passes its third reading by roll call vote, ayes 35, noes 13, as follows:

Those voting in the affirmative are: Senators Alford, Aydlott, Brock, Clark, Clayton, Cook, Crew, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Humber, Johnson, Kesler, King, Midgett, Moore, Royall, Rutledge, Scott, Shelton, Stone, Sumner, Thomas of Hoke, Thomas of Union, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—35.

Those voting in the negative are: Senators Bell, Burrow, Currie, Davis, Humphrey, Jordan, McGeachy, Morgan, Rhyne, Roberts, Shuford, Stikeleather, Van Landingham—13.

The following pair is announced: Senators Banzet "aye", Hoyle "no".

The bill is ordered engrossed.

S. B. 235, a bill to amend General Statutes 160-453.24, relating to the extension of corporate limits in Edgecombe and Nash Counties, upon third reading.

The bill passes its third reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlott, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan,

Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—48.

The bill is ordered sent to the House of Representatives.

H. B. 160, a bill relating to the compensation of the clerk of the Superior Court, the register of deeds, the sheriff, and their employees, assistants and deputies of Wilkes County.

Passes its second and third readings and is ordered enrolled.

H. B. 424, a bill relating to the compensation and travel allowance of members of the county board of education and the county board of health of Alamance County.

Passes its second and third readings and is ordered enrolled.

H. B. 450, a bill to amend General Statutes 9-5 to fix the compensation of jurors in the Superior Court of Martin County.

Passes its second and third readings and is ordered enrolled.

H. B. 466, a bill to authorize the board of county commissioners of Perquimans County to fix fees charged by county officers and to authorize the board of county commissioners of said county to fix the number of salaried county employees and the compensation of county officials and employees.

Passes its second and third readings and is ordered enrolled.

H. B. 477, a bill to fix the compensation and travel allowance for jurors in Buncombe County.

Upon motion of Senator Stikeleather, action on the bill is postponed until Tuesday, May 9, 1961.

H. B. 479, a bill to fix the compensation of the sheriff of Harnett County.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 12 M.

SEVENTY-THIRD DAY

SENATE CHAMBER,

Wednesday, May 3, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. Jack Hunter, Pastor of the Pleasant Grove Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Clark, the courtesies of the galleries are extended to the teachers and the students of Elizabethtown School of Bladen County.

Upon motion of Senator Scott, the courtesies of the galleries are extended to the teachers and the students of the North Graham Elementary School of Alamance County.

Upon motion of Senator Stone, the courtesies of the lobby are extended to Miss Homewood of Caswell County.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

HOUSE OF REPRESENTATIVES,
Wednesday, May 3, 1961.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that pursuant to Joint Resolution 234, entitled "A Joint Resolution fixing the time and place for a Joint Session of the Senate and House of Representatives for the election of Trustees of the Greater University of North Carolina and for confirmation of appointments made during the past two years to the Boards of Trustees of State supported colleges and the State Board of Education", the House stands ready to receive the Senate in Joint Session at the hour of 12:10 P.M.

Respectfully,

ANNIE E. COOPER, *Principle Clerk.*

The President announces that in accordance with the Joint Resolution fixing the time and place for a Joint Session of the House of Representatives and the Senate for the election of Trustees of the Greater University of North Carolina and for confirmation of appointments made during the past two years to the State Board of Education, the North Carolina Board of Higher Education and the Boards of Trustees of State supported colleges, the hour having arrived for this meeting, the Senate, preceded by its officers, will repair to the Hall of the House of Representatives, there to sit in Joint Session with that Honorable Body.

JOINT SESSION

The Senate is received by the members of the House of Representatives standing and the Joint Session is called to order by Lieutenant Governor H. Cloyd Philpott.

The Clerk of the Senate calls the roll of the Senate and the following members answer the Call: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, White, Whitley, Whitmire, Winkler, Winslow—47.

The Clerk of the House calls the roll of the House of Representatives and the following members answer the Call: Messrs. Speaker Hunt, Andrews, Belk, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn,

Ramsey, Randall, Reid, Riggs, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten—109.

A quorum of each House being declared present, the Joint Session proceeds with the business for which it convenes.

Senator Shuford, on the part of the Joint Committee on Trustees of the University, makes the following report and nominations in writing and moves its adoption:

REPORT OF THE COMMITTEE ON TRUSTEES OF THE GREATER
UNIVERSITY TO THE GENERAL ASSEMBLY OF NORTH
CAROLINA, SESSION 1961

A meeting of the Joint Committee on University Trustees was held April 20, 1961, for the purpose of selecting nominees for membership on the Board of Trustees of the University of North Carolina, to be submitted to the Joint Session. In accordance with instructions received from our Joint Committee, we hereby submit the following nominations:

For regular 8-year term:

<i>Name</i>	<i>Address</i>	<i>County</i>
Wade Barber	Pittsboro, N. C.	Chatham
Graham W. Bell	Fayetteville, N. C.	Cumberland
Victor S. Bryant	Durham, N. C.	Durham
Henry A. Foscue	High Point, N. C.	Guilford
Luther Hamilton	Morehead City, N. C.	Carteret
W. C. Harris, Jr.	Raleigh, N. C.	Wake
W. A. Johnson	Lillington, N. C.	Harnett
Robert B. Jordan, III	Mount Gilead, N. C.	Montgomery
Mrs. J. B. Kittrell	Greenville, N. C.	Pitt
J. Hanes Lassiter	Charlotte, N. C.	Mecklenburg
John Lassiter	Smithfield, N. C.	Johnston
John Van Lindley	Greensboro, N. C.	Guilford
R. Walker Martin	Lexington, N. C.	Davidson
C. Knox Massey	Durham, N. C.	Durham
Reid A. Maynard	Burlington, N. C.	Alamance
William C. Medford	Waynesville, N. C.	Haywood
William G. Reid	Pilot Mountain, N. C.	Surry
Mrs. S. L. Rodenbough	Walnut Cove, N. C.	Stokes
A. Alex Shuford, Jr.	Hickory, N. C.	Catawba
B. Atwood Skinner	Wilson, N. C.	Wilson
Dr. L. H. Swindell	Washington, N. C.	Beaufort
Ben C. Trotter	Leaksville, N. C.	Rockingham
Oscar C. Vatz	Fayetteville, N. C.	Cumberland

J. Shelton Wicker	Sanford, N. C.	Lee
Fred L. Wilson	Kannapolis, N. C.	Cabarrus

For four-year term:

W. Lunsford Crew	Roanoke Rapids, N. C.	Halifax
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Yours very truly,

WILLIAM B. SHUFORD, *Chairman,*
Senate Committee on University Trustees.

GRACE L. RODENBOUGH, *Chairman,*
House Committee on University Trustees.

The report of the Committee is adopted by roll call vote of the Senate and the House of Representatives, respectively:

The following Senators vote in the affirmative: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

The following members of the House of Representatives vote in the affirmative: Messrs. Speaker Hunt, Andrews, Arledge, Belk, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Eagles, Efind, Everett, Fearing, Felmet, Ferell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, Zollicoffer—109.

Whereupon, the President of the Senate presiding over the Joint Session declares that the persons nominated by Senator Shuford for the Committee, are duly elected Trustees of the University for the terms designated in the report.

The President of the Senate, Lieutenant Governor H. Cloyd Philpott, submits the following messages from His Excellency Terry Sanford, containing the appointments to the State Board of Education, the North Carolina Board of Higher Education and the Boards of Trustees of State Supported Colleges:

Honorable Cloyd Philpott,
President of the Senate
North Carolina General Assembly
Raleigh, North Carolina.

Dear Cloyd:

I have the honor to transmit herewith the following appointments to the State Board of Education, which, in accordance with General Statutes 115.2, must be confirmed by the General Assembly in Joint Session:

<i>Name</i>	<i>Term Beginning</i>	<i>Term Expiring</i>
Dallas Herring, Rose Hill	April 1, 1961	April 1, 1969
Dr. Guy B. Phillips, Chapel Hill	April 1, 1961	April 1, 1969
John M. Reynolds, 21 Howland Road, Asheville	April 1, 1961	April 1, 1969

Respectfully submitted,

TERRY SANFORD

Honorable Cloyd Philpott,
President of the Senate
North Carolina General Assembly
Raleigh, North Carolina.

Dear Cloyd:

I have the honor to transmit herewith the following appointments to the North Carolina Board of Higher Education and the State Board of Higher Education and the State Board of Education, which, in accordance with General Statutes 116-156 and General Statutes 115.2 respectively, must be confirmed by the General Assembly in Joint Session:

NORTH CAROLINA BOARD OF HIGHER EDUCATION

<i>Name</i>	<i>Term Beginning</i>	<i>Term Expiring</i>
W. J. Kennedy, Jr., Durham	June 20, 1959	June 30, 1967
Dr. Oliver Carmichael, Biltmore	June 20, 1959	June 30, 1967

STATE BOARD OF EDUCATION

Dr. Charles E. Jordan, Durham	August 27, 1959	April 1, 1967
George Douglas Aitken, Charlotte	August 27, 1959	April 1, 1967

Respectfully submitted,

TERRY SANFORD

Honorable Cloyd Philpott,
President of the Senate
North Carolina General Assembly
Raleigh, North Carolina.

Dear Cloyd:

I have the honor to transmit herewith the following appointments which have been made during the past two years to the Boards of Trustees of State-supported Colleges; and in accordance with Section 116-46 of the General Statutes, must be confirmed by the General Assembly in Joint Session:

	<i>Term Beginning</i>	<i>Term Expiring</i>
A & T COLLEGE OF NORTH CAROLINA		
J. Mack Hatch, Charlotte	9- 1-59	6-30-67
W. L. Reid, Kannapolis	9- 1-59	6-30-65
Dr. Murray B. Davis, High Point	9- 1-59	6-30-63
Robert P. Holding, Jr., Smithfield	9- 1-59	6-30-63
APPALACHIAN STATE TEACHERS COLLEGE		
B. C. Brock, Mocksville	9- 2-59	6-30-67
Mrs. J. Ed Broyhill, Lenoir	9- 2-59	6-30-67
William J. Conrad, Winston-Salem	9- 2-59	6-30-67
EAST CAROLINA COLLEGE		
Henry Oglesby, Greenville	8-31-59	6-30-67
James Whitfield, Raleigh	8-31-59	6-30-67
Mrs. Elizabeth S. Bennett, Burlington	8-31-59	6-30-63
Baxter Ridenhour, Durham	8-31-59	6-30-63
ELIZABETH CITY STATE TEACHERS COLLEGE		
Roger R. Jackson, Jr., Harrellsville	9- 1-59	6-30-67
Dr. Clifford Jones, Elizabeth City	9- 1-59	6-30-67
A. J. Jones, Tillery	9- 1-59	6-30-67
Lunsford Long, Warrenton	6-27-60	6-30-61
FAYETTEVILLE STATE TEACHERS COLLEGE		
C. J. Barber, Garner	9- 1-59	6-30-67
Albert J. Ellis, Jacksonville	9- 1-59	6-30-67
Gurney E. Edgerton, Fayetteville	9- 1-59	6-30-67
NORTH CAROLINA COLLEGE AT DURHAM		
J. Welch Harriss, High Point	9- 2-59	6-30-67
Clyde A. Shreve, Summerfield	9- 2-59	6-30-67
Clarence Watkins, Reidsville	9- 2-59	6-30-67
PEMBROKE STATE COLLEGE		
L. W. Jacobs, Pembroke	8-28-59	6-30-67
Edward L. Williamson, Whiteville	8-28-59	6-30-67
Ashley Murphy, Atkinson	8-28-59	6-30-67
Hal W. Little, Wadesboro	8-28-59	6-30-65
Charles A. Hostetler, Raeford	8-28-59	6-30-65
Judge Raymond B. Mallard, Tabor City	1-14-60	6-30-61
WESTERN CAROLINA COLLEGE		
S. J. Ervin, III, Morganton	9- 2-59	6-30-67
Thomas L. Mallonee, Candler	9- 2-59	6-30-67
E. J. Whitmire, Franklin	9- 2-59	6-30-67
Dr. Charles O. van Gorder, Andrews	2-11-61	6-30-61
WINSTON-SALEM TEACHERS COLLEGE		
Sam J. Burrow, Jr., Asheboro	2-28-59	6-30-67
Paul Wallace, Troy	8-28-59	6-30-67
Thomas Rice, Winston-Salem	8-28-59	6-30-67

Respectfully submitted,

TERRY SANFORD

Upon motion of Senator Shuford, the appointments contained in the Governor's messages are unanimously confirmed for the terms indicated.

Upon motion of Senator Crew, the Joint Session is dissolved and the Senate returns to its Chamber.

The Senate resumes consideration of its regular business.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 34, an act to provide for the appointment of an attorney in fact which shall continue to be effective notwithstanding the incapacity or incompetence of the principal therein.

S. B. 135, an act to amend General Statutes 20-190 with regard to the color of motor vehicles driven by officers of the State Highway Patrol.

H. B. 160, an act relating to the compensation of the clerk of the Superior Court, the register of deeds, the sheriff, and their employees, assistants and deputies, of Wilkes County.

H. B. 389, an act to authorize the qualified voters of the town of Ocean Isle Beach to determine whether alcoholic beverage control stores shall be established in said town and to prescribe the method of operation and the disposition of the net profits thereof.

H. B. 390, an act to authorize the qualified voters of the town of Long Beach to determine whether alcoholic beverage control stores shall be established in said town and to prescribe the method of operation and the disposition of the net profits thereof.

H. B. 416, an act to amend Chapter 539 of the Public Local Laws of 1939, as amended, relating to use of alcoholic beverage control store profits by the town of Morehead City.

H. B. 424, an act relating to the compensation and travel allowance of members of the county board of education and the county board of health of Alamance County.

H. B. 435, an act to permit the residents of Bladen County to have the privilege of fishing in that part of Wishart's Township, Robeson County, known and designated as "The Big Swamp" without being required to purchase a state fishing license for the privilege of so doing.

H. B. 450, an act to amend General Statutes 9-5 to fix compensation of jurors in the Superior Court of Martin County.

H. B. 466, an act to authorize the board of county commissioners of Perquimans County to fix fees charged by county officers and to authorize the board of county commissioners of said county to fix the number of salaried county employees and the compensation of county officials and employees.

H. B. 479, an act to fix the compensation of the sheriff of Harnett County.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives.

S. B. 143, a bill to amend Section 4 of Article II of the Constitution of North Carolina relating to the districting of the State for Senators.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator King, for the Committee on Counties, Cities and Towns:

H. B. 468, a bill to require and authorize the county commissioners of Perquimans County to turn in to the general fund all delinquent taxes collected after October 1 of the year in which they become delinquent, with a favorable report.

H. B. 493, a bill to reactivate the municipal government of the town of Bolivia in Brunswick County, with a favorable report.

H. B. 485, a bill to repeal the charter of the town of Wood in Franklin County, with a favorable report.

H. B. 560, a bill to redefine the corporate limits of the town of Castalia in Nash County, with a favorable report.

H. B. 499, a bill to authorize the city of Charlotte to license drivers and operators of ambulances and to franchise ambulances, with a favorable report.

H. B. 521, a bill to amend General Statutes 160-241 to permit the town of Edenton to grant exemption of a maximum of 75 feet on the short side of corner lots from assessments for water and sewerage systems when both sides of corner lots are affected, with a favorable report.

H. B. 531, a bill to amend the charter of the town of Rutherfordton, Chapter 253 of the Private Laws of 1913, and amendments thereto, relating to manner and time in which claims may be filed against said town, with a favorable report.

H. B. 532, a bill to authorize the board of commissioners of the town of Drexel to appropriate and pay funds to the Drexel Community Center, with a favorable report.

H. B. 540, a bill to authorize the sheriff of Northampton County to appoint an additional full-time salaried deputy sheriff, with a favorable report.

H. B. 552, a bill to amend Chapter 435, Private Laws of 1913, said Chapter, with amendments thereto, constituting the charter of the town of Beaufort, Carteret County, with a favorable report.

H. B. 568, a bill to amend Chapter 699 and Chapter 727 of the Session Laws of North Carolina, 1959, to change the date of municipal elections in the towns of Bayshore Park and Cape Carteret in Carteret County, with a favorable report.

By Senator Scott, for the Committee on Education:

H. B. 561, a bill relating to the appointment and terms of office of the school committeemen of Old Dock Elementary School in Columbus County, with a favorable report.

By Senator Eagles, for the Committee on State Government:

H. B. 177, a bill to establish "Heritage Square" and to create the Heritage Square Commission, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Midgett, Warren of Beaufort, Aydlett, Winslow and Hamilton: S. B. 252, a bill to amend Chapter 75A of the General Statutes pertaining to the renewal of certificates of commercial fishing boats.

Referred to Committee on Wildlife.

By Senator Jordan: S. B. 253, a bill to amend Chapter 50 of the General Statutes so as to authorize Judges of Superior Court to make disposition of estates by the entireties in suits for alimony without divorce.

Referred to Committee on Judiciary No. 1.

By Senator Jordan: S. B. 254, a bill to amend Chapter 83 "Architects" of the General Statutes of North Carolina.

Referred to Committee on Judiciary No. 1.

By Senator Shelton: S. B. 255, a bill to amend General Statutes 106-96, General Statutes 106-99.1 and General Statutes 106-100, relating to commercial feeding stuffs.

Referred to Committee on Agriculture.

By Senator Kesler: S. B. 256, a bill to amend S. B. 63, ratified on April 14, 1961, relating to the terms of Superior Court to be held in Rowan County.

Referred to Committee on Judiciary No. 2.

By Senators Whitley and Clayton: S. B. 257, a bill relating to the appointment and terms of office of members of the North Carolina Wildlife Resources Commission.

Referred to Committee on Wildlife.

By Senator Thomas of Union: S. B. 258, a bill to amend General Statutes 67-27, relating to recovering damages for killing a dog.

Referred to Committee on Judiciary No. 2.

By Senator Winkler: S. B. 259, a bill to amend Article 1 of Chapter 116 of the General Statutes of North Carolina, so as to make Chapter 20 of the General Statutes, relating to motor vehicles, applicable in the use of the streets, alleys and driveways on the grounds of Appalachian State Teachers College and to authorize the Appalachian Trustees to adopt traffic regulations.

Referred to Committee on Local Government.

By Senator Winkler: S. B. 260, a bill to exempt Watauga County from the General Primary Laws of the State insofar as they apply to nomination of democratic candidates for the General Assembly and county offices and to provide for the nomination of such candidates in convention.

Referred to Committee on Election Laws and Legislative Representation.

By Senator Winkler: S. B. 261, a bill to authorize and empower Blowing Rock, Boone and Watauga County to jointly establish and maintain an airport and to create the Watauga Airport Commission.

Referred to Committee on Local Government.

By Senator Winkler: S. B. 262, a bill to postpone the quadrennial revaluation and reassessment of real property for purposes of taxation in Watauga County for a period of two years.

Referred to Committee on Judiciary No. 2.

By Senator Currie: S. B. 263, a bill to amend "The Revenue Act", being sub-Chapter 1 of Chapter 105 of the General Statutes, by changing the retail sales and use tax rate from three per cent (3%) to four per cent (4%).

Referred to Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 419, a bill relating to rabies inspectors in Bertie County.

Referred to Committee on Public Health.

H. B. 516, a bill fixing certain fees of the register of deeds of Hyde County.

Referred to Committee on Salaries and Fees.

H. B. 579, a bill to amend General Statutes 1-478 relating to defendant's undertaking for replevy under claim and delivery.

Referred to Committee on Judiciary No. 2.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 243, a bill to amend General Statutes 1-109, relating to prosecution bonds in civil actions in Union County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 463, a bill to amend General Statutes 7-70 so as to exchange the October terms of Superior Court in Bladen and Brunswick Counties.

Passes its second and third readings and is ordered enrolled.

H. B. 237, a bill to amend Chapter 279 of the Public Local Laws of 1937, as amended, for the purpose of extending the provisions of same to recreational facilities, athletic fields and stadiums of public schools, upon second reading.

Senator Stikeleather offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

S. B. 68, a bill to amend General Statutes 110-49 relating to the issuance of permits and licenses to child caring institutions by the State Board of Public Welfare.

Passes its third reading and is ordered sent to the House of Representatives.

H. B. 107, a bill to amend various Sections of Chapter 20 of the General Statutes so as to make the law with regard to registration conform with The Vehicle Financial Responsibility Act of 1957.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 366, a bill to amend General Statutes 20-141.3 relating to pre-arranged racing on streets and highways to provide increased penalties therefor.

Passes its third reading and is ordered enrolled.

H. B. 178, a bill to establish the State Capitol Planning Commission. Senator Eagles offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 290, a bill to amend Article 6, Chapter 15 of the General Statutes relating to arrests.

The amendment offered by the Committee is adopted.

Senator Morgan offers an amendment which is adopted.

The bill fails to pass its second reading.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 12 M.

SEVENTY-FOURTH DAY

SENATE CHAMBER,
Thursday, May 4, 1961.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Stone, the courtesies of the galleries are extended to the teachers and the students of the Huntsville Elementary School of Rockingham County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Hugh Morson High School of Wake County.

Upon motion of Senator Eubank, the courtesies of the galleries are extended to the teachers and the students of the seventh and eighth grade of the Penderlee High School of Pender County.

Upon motion of Senator Eubank, the courtesies of the galleries are extended to the teachers and the students of the Topsail School of Pender County.

The Chair extends the courtesies of the lobby to Mrs. Terry Sanford, wife of the Governor of North Carolina Terry Sanford.

Upon motion of Senator Johnson, the courtesies of the galleries are extended to the teachers and the students of the fifth grade of the Davie Avenue Elementary School of Iredell County.

Upon motion of Senator Davis, the courtesies of the galleries are extended to the teachers and the students of the eighth grade of the South Fork School of Forsyth County.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 153, an act to regulate the distribution and sale of hunting and fishing licenses.

S. B. 170, an act to amend Article 11 of Chapter 90 of the General Statutes relating to veterinarians.

H. B. 366, an act to amend General Statutes 20-141.3 relating to pre-arranged racing on streets and highways to provide increased penalties therefor.

H. B. 463, an act to amend General Statutes 7-70 so as to exchange the October terms of Superior Court in Bladen and Brunswick Counties.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Scott, for the Committee on Education:

S. B. 226, a bill to provide for instructions for educable mentally handicapped children, with a favorable report.

By Senator Bell, for the Committee on Judiciary No. 1:

H. B. 272, a bill to validate the official acts of Elsie Foster, a justice of the peace in Wilkes County, with a favorable report.

H. B. 434, a bill relating to the issuance of warrants and receipts by justices of the peace in Avery County, with a favorable report.

H. B. 505, a bill to amend Chapter 298, Session Laws of 1945, to permit the Forsyth County Employees Retirement Fund to be invested in those types of securities or other investments authorized by law for the investment of assets of domestic life insurance companies, with a favorable report.

H. B. 574, a bill to incorporate the Blue Ridge Baptist Church Cemetery in Ashe County, with a favorable report.

By Senator Clark, for the Committee on Judiciary No. 2:

S. B. 229, a bill to amend General Statutes 55-125 relating to liquidation and involuntary dissolution of corporations, with a favorable report.

S. B. 258, a bill to amend General Statutes 67-27 relating to recovering damages for killing a dog, with a favorable report.

H. B. 316, a bill to provide for the removal of fiduciaries who cannot be found, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

H. B. 343, a bill to amend General Statutes 160-183(a) by rewriting the definition of "Municipality" therein, with a favorable report.

H. B. 381, a bill to amend Chapter 396 of the Public-Local Laws of 1941 relating to justices of the peace in Guilford County, with a favorable report.

H. B. 460, a bill to include Warren County within the provisions of Articles 20A and 20B of Chapter 153 of the General Statutes relating to subdivisions and zoning and regulations of buildings within the several counties of the State, with a favorable report.

By Senator Cook, for the Committee on Public Health:

S. B. 127, a bill regulating the sanitation of agricultural labor camps, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hamilton: S. B. 264, a bill to amend General Statutes 7-70 relating to terms of Superior Court in Carteret County.

Referred to Committee on Courts and Judicial Districts.

By Senator Brock: S. B. 265, a bill to fix the compensation of the members of the board of county commissioners of Davie County.

Referred to Committee on Salaries and Fees.

By Senator Hancock: S. B. 266, a bill to amend Chapter 153 of the General Statutes so as to authorize a tax levy in Granville County for county building and repair purposes.

Referred to Committee on Finance.

By Senator Currie: S. B. 267, a bill to limit the right of members of savings and loan associations to inspect records of the association other than those pertaining to his loan or savings account except as herein provided.

Referred to Committee on Judiciary No. 1.

By Senator Jordan, S. B. 268, a bill to provide for the more adequate teaching of North Carolina and local history in the public schools.

Referred to the Committee on Education.

By Senator White: S. B. 269, a bill to amend General Statutes 15-26 to require search warrants to show on the face thereof the date and hour issued and the name or names of the witnesses examined.

Referred to Committee on Judiciary No. 2.

By Senator Cook: S. B. 270, a bill to amend General Statutes 57-1, relating to hospital and medical service corporations, so as to eliminate the necessity of certain approval by the North Carolina Hospital Association or the American Medical Association.

Referred to Committee on Public Health.

By Senator Burrow: S. B. 271, a bill to amend Article 11 of Chapter 95, pertaining to minimum wages.

Referred to Committee on Manufacturing and Labor.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 40, a bill relating to the filing of papers by the clerk of Superior Court of Alexander County.

Referred to Committee on Judiciary No. 2.

H. B. 224, a bill to amend the North Carolina Drivers' Point System so as to revise the point values for certain offenses; to increase to three years the period during which the maximum number of points can be accumulated; and to provide for consideration of out-of-state convictions in driver point accumulations.

Referred to Committee on Public Roads.

H. B. 364, a bill to repeal Chapter 1034 of the Session Laws of 1959 exempting Buncombe County from the provisions of Chapter 346 of the Session Laws of 1957 relating to the service of warrants in criminal actions.

Referred to Committee on Judiciary No. 2.

H. B. 537, a bill to remove Cherokee County from the operation of the statewide primary law as to nominating Republican candidates for county offices and members of the General Assembly.

Referred to Committee on Election Laws and Legislative Representation.

H. B. 549, a bill relating to the election and terms of office of the commissioners of the town of Angier in Harnett County.

Referred to Committee on Local Government.

H. B. 567, a bill to amend part 2 of Article 3 of the General Statutes relating to the definition of dependent children eligible for public assistance.

Referred to Committee on Public Welfare.

H. B. 606, a bill to authorize the board of commissioners of Alamance County to purchase approximately 80 acres of land for future school sites for the Burlington School Administrative Unit and to pay for same on an installment basis over a period of 10 years.

Referred to Committee on Local Government.

S. B. 37, a bill relating to release of the mortgagor by unauthorized dealings between the mortgagee and the mortgagor's assuming grantee, for concurrence in the House amendment.

Upon motion of Senator Crew, the Senate concurs in the House amendment and the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 560, a bill to redefine the corporate limits of the town of Castalia in Nash County, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne,

Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warrent of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

H. B. 78, a bill to amend the charter of the city of Kinston relating to the compensation of the mayor and the members of the board of aldermen of said city.

Upon motion of Senator White, action on the bill is postponed indefinitely.

H. B. 468, a bill to require and authorize the county commissioners of Perquimans County to turn in to the general fund all delinquent taxes collected after October 1 of the year in which they become delinquent.

Passes its second and third readings and is ordered enrolled.

H. B. 485, a bill to repeal the charter of the town of Wood in Franklin County.

Passes its second and third readings and is ordered enrolled.

H. B. 493, a bill to reactivate the municipal government of the town of Bolivia in Brunswick County.

Passes its second and third readings and is ordered enrolled.

H. B. 499, a bill to authorize the city of Charlotte to license drivers and operators of ambulances and to franchise ambulances.

Passes its second and third readings and is ordered enrolled.

H. B. 521, a bill to amend General Statutes 160-241 to permit the town of Edenton to grant exemption of a maximum of 75 feet on the short side of corner lots from assessments for water and sewerage systems when both sides of corner lots are affected.

Passes its second and third readings and is ordered enrolled.

H. B. 531, a bill to amend the charter of the town of Rutherfordton, Chapter 253 of the Private Laws of 1913, and amendments thereto, relating to manner and time in which claims may be filed against said town.

Passes its second and third readings and is ordered enrolled.

H. B. 532, a bill to authorize the board of commissioners of the town of Drexel to appropriate and pay funds to the Drexel Community Center.

Passes its second and third readings and is ordered enrolled.

H. B. 540, a bill to authorize the sheriff of Northampton County to appoint an additional full-time salaried deputy sheriff.

Passes its second and third readings and is ordered enrolled.

H. B. 552, a bill to amend Chapter 435, Private Laws of 1913, said Chapter, with amendments thereto, constituting the charter of the town of Beaufort, Carteret County.

Passes its second and third readings and is ordered enrolled.

H. B. 561, a bill relating to the appointment and terms of office of the school committeemen of Old Dock Elementary School in Columbus County.

Passes its second and third readings and is ordered enrolled.

H. B. 568, a bill to amend Chapter 699 and Chapter 727 of the Session Laws of North Carolina, 1959, to change the date of municipal elections in the town of Bayshore Park and Cape Carteret in Carteret County.

Passes its second and third readings and is ordered enrolled.

H. B. 237, a bill to amend Chapter 279 of the Public-Local Laws of 1937, as amended, for the purpose of extending the provisions of same to recreational facilities, athletic fields and stadiums of public schools, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hollowell, Hoyle, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 177, a bill to establish "Heritage Square" and to create the Heritage Square Commission.

Senator Eagles offers an amendment, which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 317, a bill to prevent payment of commissions to personal representatives guilty of misconduct or default.

Passes its second and third readings and is ordered enrolled.

H. B. 319, a bill providing for service of petition or complaint upon each defendant in a contested special proceeding.

Passes its second and third readings and is ordered enrolled.

H. B. 365, a bill to amend Chapter 264, Session Laws of 1957, relating to the discharge of sewage and wastes into the waters of the Neuse River by allowing an additional two years for implementation.

Upon motion of Senator White, the bill is re-referred to the Committee on Conservation and Development.

H. B. 494, a bill to amend General Statutes 51-3, relating to capacity for marriage.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 10:30 o'clock.

SEVENTY-FIFTH DAY

SENATE CHAMBER,
Friday, May 5, 1961.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The Chair extends the courtesies of the lobby to Mrs. Seawell and Mrs. Ethel Parker of Perquimans County.

Upon motion of Senator Hancock, the courtesies of the galleries are extended to the teachers and the students of the Creedmoor School of Granville County.

Upon motion of Senator Sumner, the courtesies of the galleries are extended to the teachers and the students of the Sunshine School of Granville County.

Upon motion of Senator Rutledge, the courtesies of the lobby are extended to Miss Martha Rutledge, daughter of Senator Rutledge, and Miss Elizabeth Ford, both of Cabarrus County.

Upon motion of Senator Winslow, the courtesies of the galleries are extended to the teachers and the students of the Murfreesboro School of Hertford County.

Upon motion of Senator Royall, the courtesies of the galleries are extended to the teachers and the students of the Oakboro School of Stanly County.

Upon motion of Senator White, the courtesies of the galleries are extended to the teachers and the students of the E. M. Holt School of Alamance County.

Upon motion of Senator White, the courtesies of the galleries are extended to the teachers and the students of the Elenor Marshall School of Lenoir County.

Upon motion of Senator Cook, the courtesies of the galleries are extended to the teachers and the students of the Stoney Point School of Caldwell County.

The Chair grants leave of absence for Monday to Senator Rhyne and Senator Hollowell.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 37, an act relating to release of the mortgagor by unauthorized dealings between the mortgagee and the mortgagor's assuming grantee.

S. B. 150, an act to permit the sale of game fish for purposes other than propagation under permit.

S. B. 225, an act to amend Chapter 167 of the private laws of 1915, the charter of the town of Fuquay Springs, relating to the salaries of the mayor and commissioners of said town.

S. B. 232, an act to authorize the board of county commissioners of Halifax County to convey certain property to the alcoholic beverages control board of Halifax County.

H. B. 107, an act to amend various Sections of Chapter 20 of the General Statutes so as to make the law with regard to registration conform with the Vehicle Financial Responsibility Act of 1957.

H. B. 178, an act to establish the State Capital Planning Commission.

H. B. 317, an act to prevent payment of commissions to personal representatives guilty of misconduct or default.

H. B. 319, an act providing for service of petition or complaint upon each defendant in a contested special proceeding.

H. B. 468, an act to authorize and require the county commissioners of Perquimans County to turn in to the General Fund all delinquent taxes collected after October 1 of the year in which they become delinquent.

H. B. 485, an act to repeal the charter of the town of Wood in Franklin County.

H. B. 493, an act to reactivate the municipal government of the town of Bolivia in Brunswick County.

H. B. 494, an act to amend General Statutes 51-3 relating to capacity for marriage.

H. B. 499, an act to authorize the city of Charlotte to license drivers and operators of ambulances and to franchise ambulances.

H. B. 521, an act to amend General Statutes 160-241 to permit the town of Edenton to grant exemption of a maximum of seventy-five feet on the short side of corner lots from assessments for water and sewerage systems when both sides of corner lots are affected.

H. B. 531, an act to amend the charter of the town of Rutherfordton, Chapter 253 of the Private Laws of 1913, and amendments thereto, relating to manner and time in which claims may be filed against said town.

H. B. 532, an act to authorize the board of commissioners of the town of Drexel to appropriate and pay funds to the Drexel Community Center.

H. B. 540, an act to authorize the sheriff of Northampton County to appoint an additional full-time salaried deputy sheriff.

H. B. 552, an act to amend Chapter 435, Private Laws of 1913, said Chapter, with amendments thereto, constituting the charter of the town of Beaufort, Carteret County.

H. B. 561, an act relating to the appointment and terms of office of the school committeemen of Old Dock Elementary School in Columbus County.

H. B. 568, an act to amend Chapter 699 and Chapter 727 of the Session Laws of 1959 so as to change the data of municipal elections in the towns of Bayshore Park and Cape Carteret in Carteret County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator White, for the Committee on Finance:

S. B. 266, a bill to amend Chapter 153 of the General Statutes so as to authorize a tax levy in Granville County for county building and repair purposes, with a favorable report.

H. B. 437, a bill authorizing the city of Southport, the town of Boiling Springs Lake, the town of Long Beach, and Brunswick County to establish an airport commission, which commission shall be vested with the power of eminent domain and the power to issue bonds or other securities or obligations for the purpose of providing funds for the acquisition of lands, construction and operation of said airport facility together with all powers as set out in Chapter 63 of the General Statutes of North Carolina, with a favorable report.

By Senator Bell, for the Committee on Judiciary No. 1:

House Committee Substitute for S. B. 132, a bill to rewrite Section 14-390 of the General Statutes relating to the furnishing of certain intoxi-

cants, drugs or weapons to inmates of charitable and penal institutions, with a favorable report.

By Senator Alford, for the Committee on Local Government:

S. B. 247, a bill to amend General Statutes 153-10 relating to the authority of the county commissioners of Wayne County to interdict certain shows, with a favorable report.

S. B. 259, a bill to amend Article 1 of Chapter 116 of the General Statutes of North Carolina, so as to make Chapter 20 of the General Statutes, relating to motor vehicles, applicable in the use of the streets, alleys and driveways on the grounds of Appalachian State Teachers College and to authorize the Appalachian trustees to adopt traffic regulations, with a favorable report.

S. B. 261, a bill to authorize and empower Blowing Rock, Boone and Watauga County to jointly establish and maintain an airport and to create the Watauga Airport Commission, with a favorable report.

H. B. 79, a bill to amend Chapter 296, Session Laws of 1943, relating to the salary of the members of the board of county commissioners of Lenoir County, with a favorable report, as amended.

H. B. 467, a bill to remove from the sheriff of Perquimans County the duty of collecting taxes, to provide for the appointment of a tax collector of Perquimans County, and to define his duties, with a favorable report.

H. B. 472, a bill to amend Section 1 of Chapter 899 of the 1957 Session Laws relating to the recommendation and appointment of officers of the town of Yaupon Beach, North Carolina, in Brunswick County, with a favorable report.

H. B. 518, a bill to amend Chapter 30 of the Private Laws of 1913, as amended, being the charter of the town of Bessemer City, to authorize the board of town commissioners to provide that the secretary shall have the powers and perform the duties of treasurer and validating all acts heretofore performed with respect to the duties and functions of the secretary and the treasurer, with a favorable report.

H. B. 520, a bill to amend Chapter 186 of the Private Laws of 1909 relating to the charter of the town of Edenton so as to grant to the town certain powers with respect to property acquired from the United States, with a favorable report.

H. B. 546, a bill to amend Chapter 861 of the Session Laws of 1957 for the purpose of adjusting the hospitalization and other benefits of the Johnston County Peace Officers' Relief Association, with a favorable report.

H. B. 557, a bill to amend General Statutes 153-266.18 so as to make violation of a county zoning ordinance a misdemeanor, with a favorable report.

By Senator Moore, for the Committee on Public Roads:

S. B. 136, a bill regulating the transportation of migratory farm workers, with an unfavorable report as to bill, favorable report as to Committee substitute bill, as amended.

H. B. 224, a bill to amend North Carolina Drivers' Point System so as to revise the point values for certain offenses; to increase to three years the period during which the maximum number of points can be accumulated; and to provide for consideration of out-of-state convictions in driver point accumulations, with a favorable report, as amended.

By Senator Winslow, for the Committee on Retirement, Employment Security:

H. B. 186, a bill relating to investment of funds of the Teachers' and State Employees' Retirement System, the Local Governmental Employees' Retirement System and the Law Enforcement Officers' Benefit and Retirement Fund, with a favorable report.

By Senator Forsyth, for the Committee on Salaries and Fees:

H. B. 504, a bill authorizing the board of commissioners of Forsyth County to fix the fees, costs and commissions to be charged and collected by the clerk of the Superior Court of Forsyth County and amending General Statutes 2-26 through General Statutes 2-35, inclusive, and General Statutes 2-37 relating thereto, with a favorable report.

H. B. 507, a bill to amend Chapter 1186, Session Laws of 1949, by increasing the fee to be charged in criminal cases for the benefit of the Twin County Peace Officers Association of Edgecombe and Nash Counties from one dollar to one dollar and twenty-five cents, with a favorable report.

H. B. 516, a bill fixing certain fees of the register of deeds of Hyde County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jordan: S. B. 272, a bill to amend General Statutes 105-64(b) and General Statutes 105-64.1(b) so as to exempt non-stock, non-profit charitable recreational corporations, foundations or centers from certain privileged license tax.

Referred to Committee on Finance.

By Senator Crew: S. B. 273, a bill to provide that General Statutes 77-14, prohibiting obstruction in streams and drainage ditches, shall apply to Halifax County.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 480, a bill to amend General Statutes 14-275.1 so as to make it a misdemeanor to engage in disorderly conduct at any public place.

Referred to Committee on Judiciary No. 2.

H. B. 503, a bill relating to the preparation, filing and publishing of the annual report of the clerk of Superior Court of Forsyth County.

Referred to Committee on Local Government.

H. B. 515, a bill relating to fees in the office of the clerk of the Superior Court of Hyde County.

Referred to Committee on Salaries and Fees.

H. B. 526, a bill to amend the procedure in the adjudication of small claims in the Superior Court for Lenoir County.

Referred to Committee on Courts and Judicial Districts.

H. B. 572, a bill to authorize the city of Charlotte to waive its governmental immunity to the extent that it takes out liability insurance.

Referred to Committee on Counties, Cities and Towns.

H. B. 575, a bill to authorize and empower the town of Winton to sell and convey certain property.

Referred to Committee on Local Government.

H. B. 578, a bill to ratify certain acts of the clerk of the Superior Court of Rockingham County in confirming the sale of land at public auction.

Referred to Committee on Local Government.

H. B. 585, a bill creating a bird sanctuary and prohibiting the discharge of firearms in the town of White Lake in Bladen County.

Referred to Committee on Counties, Cities and Towns.

H. B. 588, a bill to amend General Statutes 160-227.1 so as to authorize the city of Roxboro to regulate the subdivision of land within the town limits.

Referred to Committee on Counties, Cities and Towns.

H. B. 593, a bill to amend General Statutes 154-3 so as to provide for the election of a surveyor in Onslow County.

Referred to Committee on Counties, Cities and Towns.

H. B. 599, a bill to amend Chapter 223, Public-Local Laws of 1937, relating to the compensation of the members of the board of education of Edgecombe County.

Referred to Committee on Education.

H. B. 604, a bill to authorize the board of county commissioners of Polk County to fix the salary of the deputy sheriff and to provide expense allowances for the Sheriff of said county.

Referred to Committee on Salaries and Fees.

H. B. 605, a bill to provide for the exercise of powers by police officers beyond the corporate limits of the town of Coates in Harnett County.

Referred to Committee on Counties, Cities and Towns

H. B. 611, a bill to amend the charter of the city of Kinston.

Referred to Committee on Local Government.

H. B. 612, a bill to provide better court facilities for Lenoir County, North Carolina.

Referred to Committee on Courts and Judicial Districts.

H. B. 616, a bill to create a peace officers' relief fund for the county of Gates.

Referred to Committee on Counties, Cities and Towns.

H. B. 619, a bill to amend the County Capital Reserve Act so as to permit expenditures of capital reserve funds for sewerage distribution and disposal systems.

Referred to Committee on Finance.

S. B. 61, a bill to provide for the nomination and election of the members of the board of education and other officers of Randolph County, for concurrence in the House amendment.

Upon motion of Senator Burrow, the Senate concurs in the House amendment and the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 560, a bill to redefine the corporate limits of the town of Castalia in Nash County, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

The bill is ordered enrolled.

H. B. 272, a bill to validate the official acts of Elsie Foster, a justice of the peace in Wilkes County.

Passes its second and third readings and is ordered enrolled.

H. B. 381, a bill to amend Chapter 396 of the Public-Local Laws of 1941 relating to justices of the peace in Guilford County.

Passes its second and third readings and is ordered enrolled.

H. B. 434, a bill relating to the issuance of warrants and receipts by justices of the peace in Avery County.

Passes its second and third readings and is ordered enrolled.

H. B. 460, a bill to include Warren County within the provisions of Articles 20A and 20B of Chapter 153 of the General Statutes relating to subdivisions and zoning and regulations of buildings within the several counties of the State.

Passes its second and third readings and is ordered enrolled.

H. B. 505, a bill to amend Chapter 298, Session Laws of 1945, to permit the Forsyth County Employees Retirement Fund to be invested in those types of securities or other investments authorized by law for the investment of assets of domestic life insurance companies.

Passes its second and third readings and is ordered enrolled.

H. B. 574, a bill to incorporate the Blue Ridge Baptist Church Cemetery in Ashe County.

Passes its second and third readings and is ordered enrolled.

S. B. 127, a bill regulating the sanitation of agricultural labor camps.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 226, a bill to provide for instructions for educable mentally handicapped children.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 229, a bill to amend General Statutes 55-125 relating to liquidation and involuntary dissolution of corporations.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 258, a bill to amend General Statutes 67-27 relating to recovering damages for killing a dog.

Upon motion of Senator Thomas of Union, the bill is re-referred to the Committee on Judiciary No. 2.

H. B. 316, a bill to provide for the removal of fiduciaries who cannot be found.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate substitute bill.

H. B. 343, a bill to amend General Statutes 160-183(a) by rewriting the definition of "Municipality" therein.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

SEVENTY-SIXTH DAY

SENATE CHAMBER,
Saturday, May 6, 1961.

The Senate meets pursuant to adjournment, and in the absence of Lieutenant Governor H. Cloyd Philpott and President pro tempore Lunsford Crew, the Principal Clerk S. Ray Byerly calls Senator Davis to the Chair, who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Jordan for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jordan, the Senate adjourns to meet Monday evening at 8 o'clock.

SEVENTY-SEVENTH DAY

SENATE CHAMBER,
Monday, May 8, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Davis, the courtesies of the lobby are extended to Mrs. J. Carlyle Rutledge, wife of Senator Rutledge of Rutherford County.

Upon motion of Senator Alford, the courtesies of the lobby are extended to Thomas Wilson and Ed Burns of Nash County.

Upon motion of Senator Van Landingham, the courtesies of the lobby are extended to Jimmy Myers of Davidson County and David Angle of Forsyth County.

Upon motion of Senator Stone, the courtesies of the lobby are extended to Mrs. Earl W. Vaughn, wife of Representative Vaughn of Rockingham County and John Vaughn and Mark Vaughn, sons of Mr. and Mrs. Vaughn are made honorary pages of the Senate.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Mr. and Mrs. Herbert Toms of Wake County.

Upon motion of Senator White, the courtesies of the floor are extended to former Representative Andy Anderson of Martin County.

Upon motion of Senator Sumner, the courtesies of the floor are extended to former Senator Charles F. Gold, now Commissioner of Insurance for the State of North Carolina of Rutherford County.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 127, a bill regulating the sanitation of agricultural labor camps.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Bell: S. B. 274, a bill to authorize the board of county commissioners of Mecklenburg County and the city council of the city of Charlotte to appropriate funds from sources other than taxation to the North Carolina Department of Conservation and Development to aid in the payment of the expense of the International Trade Fair to be held in Charlotte and Mecklenburg County.

Referred to Committee on Local Government.

By Senators Thomas of Union, Royall, Van Landingham, Hoyle, Davis, Sumner, Winkler and Bell: S. B. 275, a bill to divide the State of North Carolina into eleven Congressional Districts.

Referred to Committee on Congressional Districts.

By Senators Jordan, Winslow, Hamilton, Scott and Aydtlett: S. B. 276, a bill to prohibit the State Prison Department from using unguarded male prison labor in State Buildings where women are housed or employed or in State Buildings where women frequent and use said buildings for business purposes.

Referred to Committee on Penal Institutions.

By Senator Van Landingham: S. B. 277, a bill to validate certain foreclosure sales where the sale was conducted at a place other than as provided in the power of sale.

Referred to Committee on Judiciary No. 2.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 23, a bill to amend General Statutes 120-3.1 relating to subsistence and travel allowances for members and presiding officers of the General Assembly.

Referred to Committee on Appropriations.

H. B. 125, a bill relating to the taxing of certain agricultural products in Lencir County.

Referred to Committee on Finance.

H. B. 279, a bill to amend General Statutes 20-279.21 defining motor vehicle liability insurance policy for financial responsibility purposes so as to include protection against uninsured motorists.

Referred to Committee on Insurance.

H. B. 421, a bill relating to the vice recorder of Bertie County.

Referred to Committee on Judiciary No. 1.

H. B. 490, a bill relating to the election of town commissioners of the town of Tryon in Polk County.

Referred to Committee on Local Government.

H. B. 506, a bill validating official acts of notaries public wherein notarial seals do not contain readable impressions of the notaries' names.

Referred to Committee on Judiciary No. 2.

H. B. 508, a bill to amend General Statutes 160-226.3 to provide for the more orderly development of subdivisions within municipal jurisdiction.

Referred to Committee on Counties, Cities and Towns.

H. B. 509, a bill to amend General Statutes 160-181.2 relating to municipal zoning authority.

Referred to Committee on Local Government.

H. B. 539, a bill to consolidate and rewrite the special laws relating to the recorder's court of the city of Charlotte in Mecklenburg County.

Referred to Committee on Courts and Judicial Districts.

H. B. 551, a bill to fix the compensation of jurors and court officers in Johnston County.

Referred to Committee on Salaries and Fees.

H. B. 569, a bill to authorize the county commissioners of Union County and the board of aldermen of the city of Monroe to convey certain real property no longer needed for governmental purposes.

Referred to Committee on Local Government.

H. B. 577, a bill amending General Statutes 105-446 relating to applications for gasoline tax refunds.

Referred to Committee on Finance.

H. B. 584, a bill relating to the salary of the sheriff and the deputy sheriffs and office assistant of Edgecombe County.

Referred to Committee on Salaries and Fees.

H. B. 594, a bill to amend Chapter 738 of the Session Laws of 1959 relating to the salaries of the clerk of Superior Court, sheriff and register of deeds of Forsyth County, and the special fund created for said clerk of Superior Court's office so as to provide for an increase in the salary of said register of deeds.

Referred to Committee on Salaries and Fees.

H. B. 600, a bill to establish a supplementary pension fund for firemen in the city of Concord, State of North Carolina.

Referred to Committee on Finance.

H. B. 614, a bill rewriting Section 1 of Chapter 771, Session Laws of 1957, so as to fix the corporate limits of the town of Bethel in Pitt County.

Referred to Committee on Local Government.

H. B. 618, a bill to amend General Statutes 130-128 relating to corporate powers of sanitary districts.

Referred to Committee on Judiciary No. 2.

H. B. 620, a bill directing the county commissioners of Pasquotank County to fix the salary and allowances of certain county officials at specified amounts.

Referred to Committee on Salaries and Fees.

H. B. 631, a bill relating to jail fees in Randolph County.

Referred to Committee on Salaries and Fees.

S. B. 131, a bill to amend General Statutes 75-5 pertaining to certain acts which are prohibited as acts in restraint of trade or in the nature of combination of conspiracy in restraint of trade or commerce, for concurrence in the House amendment.

The bill is placed upon the Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 261, a bill to authorize and empower Blowing Rock, Boone and Watauga County to jointly establish and maintain an airport and to create the Watauga Airport Commission, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlott, Banzet, Bell, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

S. B. 266, a bill to amend Chapter 153 of the General Statutes so as to authorize a tax levy in Granville County for county building and repair purposes, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlott, Banzet, Bell, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner,

Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

H. B. 437, a bill authorizing the city of Southport, the town of Boiling Springs Lake, the town of Long Beach, and Brunswick County to establish an Airport Commission, which Commission shall be vested with the power of eminent domain and the power to issue bonds or other securities or obligations for the purpose of providing funds for the acquisition of lands, construction and operation of said airport facility together with all powers as set out in Chapter 63 of the General Statutes of North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

S. B. 247, a bill to amend General Statutes 153-10 relating to the authority of the county commissioners of Wayne County to interdict certain shows.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 79, a bill to amend Chapter 296, Session Laws of 1943, relating to the salary of the members of the board of county commissioners of Lenoir County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 467, a bill to remove from the sheriff of Perquimans County the duty of collecting taxes, to provide for the appointment of a tax collector of Perquimans County and to define his duties.

Passes its second and third readings and is ordered enrolled.

H. B. 472, a bill to amend Section 1 of Chapter 899 of the 1957 Session Laws relating to the recommendation and appointment of officers of the town of Yaupon Beach, North Carolina, in Brunswick County.

Passes its second and third readings and is ordered enrolled.

H. B. 504, a bill authorizing the board of commissioners of Forsyth County to fix the fees, costs and commissions to be charged and collected by the clerk of the Superior Court of Forsyth County and amending General Statutes 2-26 through General Statutes 2-35, inclusive, and General Statutes 2-37 relating thereto.

Passes its second and third readings and is ordered enrolled.

H. B. 507, a bill to amend Chapter 1186, Session Laws of 1949, by increasing the fee to be charged in criminal cases for the benefit of the twin

county peace officers association of Edgecombe and Nash Counties from one dollar to one dollar and twenty-five cents.

Passes its second and third readings and is ordered enrolled.

H. B. 516, a bill fixing certain fees of the register of deeds of Hyde County.

Passes its second and third readings and is ordered enrolled.

H. B. 518, a bill to amend Chapter 30 of the Private Laws of 1913, as amended being the charter of the town of Bessemer City, to authorize the board of town commissioners to provide that the secretary shall have the powers and perform the duties of treasurer and validating all acts heretofore performed with respect to the duties and functions of the secretary and the treasurer.

Passes its second and third readings and is ordered enrolled.

H. B. 520, a bill to amend Chapter 186 of the Private Laws of 1909 relating to the charter of the town of Edenton so as to grant to the town certain powers with respect to property acquired from the United States.

Passes its second and third readings and is ordered enrolled.

H. B. 546, a bill to amend Chapter 861 of the Session Laws of 1957 for the purpose of adjusting the hospitalization and other benefits of the Johnston County Peace Officers' Relief Association.

Passes its second and third readings and is ordered enrolled.

House Committee Substitute for S. B. 132, a bill to rewrite Section 14-390 of the General Statutes relating to the furnishing of certain intoxicants, drugs or weapons to inmates of charitable and penal institutions.

Passes its second and third readings and is ordered enrolled.

S. B. 136, a bill regulating the transportation of migratory farm workers.

The substitute bill offered by the Committee is adopted.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 259, a bill to amend Article 1 of Chapter 116 of the General Statutes of North Carolina, so as to make Chapter 20 of the General Statutes, relating to motor vehicles, applicable in the use of the streets, alleys and driveways on the grounds of Appalachian State Teachers College and to authorize the Appalachian Trustees to adopt traffic regulations.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 186, a bill relating to investment of funds of the Teachers' and State Employees' Retirement System, the Local Governmental Employees' Retirement System and the Law Enforcement Officers' Benefit and Retirement Fund.

Passes its second and third readings and is ordered enrolled.

H. B. 224, a bill to amend the North Carolina Drivers' Point System so as to revise the point values for certain offenses; to increase to three years the period during which the maximum number of points can be accumulated; and to provide for consideration of out-of-state convictions in driver point accumulations.

Upon motion of Senator Hollowell, action on the bill is postponed until Thursday, May 11, 1961.

H. B. 557, a bill to amend General Statutes 153-266.18 so as to make violation of a county zoning ordinance a misdemeanor.

The bill passes its second reading.

Upon objection of Senator King to its third reading, the bill remains upon the Calendar for its third reading.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 12 M.

SEVENTY-EIGHTH DAY

SENATE CHAMBER,
Tuesday, May 9, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. Charles Hubbard, Pastor of the University Methodist Church of Chapel Hill.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Johnson, the courtesies of the galleries are extended to the teachers and the students of the Oakwood Junior High School of Iredell County.

Upon motion of Senator Burrow, the courtesies of the galleries are extended to the teachers and the students of the Greys Chapel School of Randolph County.

Upon motion of Senator Banzet, the courtesies of the galleries are extended to the teachers and the students of the Rich Square School of Northampton County.

Upon motion of Senator Aydlett, the courtesies of the lobby are extended to Miss Ethel Parker of Pasquotank County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Thompson School of Wake County.

Upon motion of Senator Thomas of Union, the courtesies of the lobby are extended to James and W. B. Griffin of Union County.

Upon motion of Senator Currie, the courtesies of the galleries are extended to the teachers and the students of the E. K. Powe School of Durham County.

Upon motion of Senator Hamilton, the courtesies of the floor are extended to former Senator James Simpkins of Craven County.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 61, an act to provide for the nomination and election of the members of the board of education and other officers of Randolph County.

S. B. 164, an act to amend General Statutes 2-52 relating to the payment of insurance proceeds to persons under disability.

S. B. 165, an act to amend General Statutes 58-79 to permit investments by domestic life insurance companies in public and private housing developments.

S. B. 172, an act to authorize the transfer of one hundred thousand dollars in capital improvement funds at North Carolina State College in order to permit completion and equipping of a new cafeteria at said institution.

S. B. 175, an act to provide an alternative method of furnishing information on tax rate breakdown to property tax payers.

S. B. 190, an act to amend General Statutes 163-43 so as to authorize county boards of elections to install a new loose-leaf registration book system upon approval by the board of county commissioners.

S. B. 193, an act to amend General Statutes 163-31 so as to extend the registration period for an extra week where new countywide registrations are held prior to any primary or election.

S. B. 195, an act to amend General Statutes 163-140 so as to clarify the law relative to the time in which a candidate in a primary election may call for a second primary.

S. B. 231, an act to amend sub-Section (c) of General Statutes 48-21 relating to the waiver of the interlocutory decree in adoption proceedings.

H. B. 177, an act to establish "Heritage Square" and to create the Heritage Square Commission.

H. B. 237, an act to amend Chapter 279 of the Public Local Laws of 1937, as amended, for the purpose of extending the provisions of same to recreational facilities, athletic fields and stadiums of public schools.

H. B. 272, an act to validate the official acts of Elsie Foster, a justice of the peace in Wilkes County.

H. B. 381, an act to amend Chapter 396 of the Public Local and Private Laws of 1941 relating to justices of the peace in High Point Township in Guilford County.

H. B. 434, an act relating to the issuance of warrants and receipts by justices of the peace in Avery County.

H. B. 460, an act to include Warren County within the provisions of Articles 20A and 20B of Chapter 153 of the General Statutes relating to subdivisions and zoning and regulations of buildings within the several counties of the State.

H. B. 505, an act to amend Chapter 298, Session Laws of 1945, to permit the Forsyth County employees retirement fund to be invested in those types of securities or other investments authorized by law for the investment of assets of domestic life insurance companies.

H. B. 560, an act to redefine the corporate limits of the town of Castalia in Nash County.

H. B. 574, an act to incorporate the Blue Ridge Baptist Church cemetery in Ashe County.

H. B. 132, an act to amend the General Statutes relating to the unlawful furnishing of intoxicating drink, narcotics, drugs, poison, deadly weapons, or firearms to inmates of charitable and penal institutions.

S. B. 185, an act to amend General Statutes 115-126 to authorize boards of education to grant easements for public utilities to school property.

S. B. 203, an act to amend Chapter 34 of the General Statutes relating to veterans' guardianship matters.

H. B. 186, an act relating to investment of funds of the Teachers' and State Employees' Retirement System, the Local Governmental Employees' Retirement System and the Law Enforcement Officers' Benefit and Retirement Fund.

H. B. 343, an act to amend General Statutes 160-183 (a) by rewriting the definition of "municipality" therein.

H. B. 467, an act to remove from the sheriff of Perquimans County the duty of collecting taxes, to provide for the appointment of a tax collector of Perquimans County and to define his duties.

H. B. 472, an act to amend Section 1 of Chapter 899 of the 1957 Session Laws relating to the recommendation and appointment of officers of the town of Yaupon Beach, North Carolina, in Brunswick County.

H. B. 504, an act authorizing the board of commissioners of Forsyth County to fix the fees, costs and commissions to be charged and collected by the clerk of the Superior Court of Forsyth County and amending General Statutes 2-26 through General Statutes 2-35, inclusive, and General Statutes 2-37 relating thereto.

H. B. 507, an act to amend Chapter 1186, Session Laws of 1949, by increasing the fee to be charged in criminal cases for the benefit of the Twin County Peace Officers' Association of Edgecombe and Nash Counties from one dollar to one dollar and twenty-five cents.

H. B. 516, an act fixing certain fees of the register of deeds of Hyde County.

H. B. 518, an act to amend Chapter 30 of the Private Laws of 1913, as amended, being the charter of the town of Bessemer City, to authorize the board of town commissioners to provide that the secretary shall have the powers and perform the duties of treasurer and validating all acts heretofore performed with respect to the duties and functions of the secretary and the treasurer.

H. B. 520, an act to amend Chapter 186 of the Private Laws of 1909 relating to the charter of the town of Edenton so as to grant to the town certain powers with respect to property acquired from the United States.

H. B. 546, an act to amend Chapter 861 of the Session Laws of 1957 for the purpose of adjusting the hospitalization and other benefits of the Johnston County Peace Officers' Relief Association.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 136, a bill regulating the transportation of migratory farm workers.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Jordan, for the Committee on Constitution:

S. B. 91, an bill to amend Articles II and III of the Constitution of North Carolina with respect to succession to elective State executive offices, the appointment of acting officers in certain instances, and the determination of the incapacity of elected State executive officers to perform the duties of their offices, with an unfavorable report.

S. B. 154, a bill to amend Article III, Section 12, and Article IV, Section 6, of the Constitution of North Carolina, for the purpose of authorizing the General Assembly to provide for succession to the office of Governor and other State Officers in case of war, catastrophe or other emergencies and to provide temporary seats of Government, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

By Senator Clark, for the Committee on Judiciary No. 2:

S. B. 256, a bill to amend S. B. 63, ratified on April 14, 1961, relating to the terms of Superior Court to be held in Rowan County, with a favorable report.

S. B. 277, a bill to validate certain foreclosure sales where the sale was conducted at a place other than as provided in the power of sale, with a favorable report, as amended.

By Senator Alford, for the Committee on Local Government:

H. B. 503, a bill relating to the preparation, filing and publishing of the annual report of the clerk of Superior Court of Forsyth County, with a favorable report.

H. B. 549, a bill relating to the election and terms of office of the commissioners of the town of Angier in Harnett County, with a favorable report.

H. B. 578, a bill to ratify certain acts of the clerk of the Superior Court of Rockingham County in confirming the sale of land at public auction, with a favorable report.

By Senator Burrow, for the Committee on Penal Institutions:

H. B. 367, a bill to amend General Statutes 148-33.1 relating to the quartering of prisoners with work release privileges, with a favorable report.

By Senator Hancock, for the Committee on Veterans and Military Affairs:

S. B. 213, a bill providing for the disposition of the balance remaining in the Spanish American War Relief Fund, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hancock: S. B. 278, a bill to amend Chapter 1235 of the 1959 Session Laws rewriting General Statutes 47-30 and General Statutes 47-32 relating to plats, subdivision, and land surveys so as to provide said Act shall not apply to Granville County.

Referred to Committee on Judiciary No. 2.

By Senators Eubank, Warren of Sampson, Banzet, Alford, Hamilton, King, Crew, Whitley, Shelton, Warren of Beaufort, Hollowell, Humber, Winslow and Aydtlett: S. B. 279, a bill to divide North Carolina into eleven Congressional Districts.

Referred to Committee on Congressional Districts.

By Senator Jordan: S. B. 280, a bill to amend General Statutes 108-30.1 relating to liens on real property.

Referred to Committee on Judiciary No. 1.

By Senator Winkler: S. B. 281, a bill to amend Chapter 462 of the Public Local Laws of 1937 relating to commissions for collection of taxes in Watauga County.

Referred to Committee on Salaries and Fees.

By Senator Midgett: S. B. 282, a bill to make it unlawful to cancel automobile liability insurance policies, or to refuse to issue automobile liability insurance policies when the insured reaches the age of sixty-five and is in sound mental and physical condition.

Referred to Committee on Insurance.

By Senators Eagles and Moore: S. R. 283, a joint resolution authorizing the appointment of a commission to study public welfare programs and to submit a report to the Governor and the 1963 Session of the General Assembly.

Referred to Committee on State Government.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 423, a bill to revise, reorganize and amend the charter of the city of Goldsboro, North Carolina.

Referred to Committee on Local Government.

H. B. 581, a bill to amend Section 75A-3 of the General Statutes of North Carolina.

Referred to Committee on Finance.

H. B. 628, a bill to authorize the qualified voters of the city of Burlington and the city of Graham to determine whether alcoholic beverage control stores shall be established in said cities and to prescribe the method of operation and the disposition of the net profits thereof.

Referred to Committee on Propositions and Grievances.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 261, a bill to authorize and empower Blowing Rock, Boone and Watauga County to jointly establish and maintain an airport and to create the Watauga Airport Commission, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Morgan, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

The bill is ordered sent to the House of Representatives.

S. B. 266, a bill to amend Chapter 153 of the General Statutes so as to authorize a tax levy in Granville County for county building and repair purposes, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Morgan, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

The bill is ordered sent to the House of Representatives.

H. B. 437, a bill authorizing the city of Southport, the town of Boiling Springs Lake, the town of Long Beach, and Brunswick County to establish an Airport Commission, which Commission shall be vested with the power of eminent domain and the power to issue bonds or other securities or obligations for the purpose of providing funds for the acquisition of lands, construction and operation of said airport facility together with all powers as set out in Chapter 63 of the General Statutes of North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Morgan, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

The bill is ordered enrolled.

H. B. 477, a bill to fix the compensation and travel allowance for jurors in Buncombe County.

Upon motion of Senator Stikeleather, action on the bill is postponed indefinitely.

H. B. 557, a bill to amend General Statutes 153-266.18 so as to make violation of a county zoning ordinance a misdemeanor.

Passes its third reading and is ordered enrolled.

S. B. 131, a bill to amend General Statutes 75-5 pertaining to certain acts which are prohibited as acts in restraint of trade or in the nature of combination or conspiracy in restraint of trade or commerce, for concurrence in the House amendment.

Upon motion of Senator Clark, the Senate concurs in the House amendment and the bill is ordered enrolled.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow morning at 8 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Thursday at 12 M.

SEVENTY-NINTH DAY

SENATE CHAMBER,
Wednesday, May 10, 1961.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Clark, for the Committee on Judiciary No. 2:

H. B. 208, a bill to amend General Statutes 15-25.1 so as to authorize the use of search warrants in connection with stimulant drugs, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

By Senator Forsyth, for the Committee on Salaries and Fees:

S. B. 281, a bill to amend Chapter 462 of the Public-Local Laws of 1937 relating to commissions for collection of taxes in Watauga County, with a favorable report.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 12 M.

EIGHTIETH DAY

SENATE CHAMBER,
Thursday, May 11, 1961.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Hancock, the courtesies of the galleries are extended to the teachers and the students of the C. G. Cradle School of Granville County.

Upon motion of Senator Shelton, Betsy Handy, Renita Simpson, Polly Leigh, Willie Bardin, Janet Grainger, Jean Servais, Linda Crisp, Cookie Havens, Su Su Clayton, Kit Griffin and Beth Roberson of Edgecombe County are made honorary pages of the Senate.

Upon motion of Senator Alford, the courtesies of the galleries are extended to the teachers and the students of the Nash Central High School of Nash County.

Upon motion of Senator Scott, the courtesies of the lobby are extended to Dr. Joe Huff of Alamance County.

Upon motion of Senator Moore, the courtesies of the lobby are extended to Miss Gale Barksdale of Atlanta, Georgia.

Upon motion of Senator Winkler, the courtesies of the galleries are extended to the teachers and the students of the Parkway School of Watauga County.

Upon motion of Senator Winslow, the courtesies of the lobby are extended to Mrs. Archie Lane, wife of Representative Lane of Perquimans County.

Upon motion of Senator Davis, the courtesies of the galleries are extended to the teachers and the students of the Sedgewood School of Forsyth County.

Upon motion of Senator Clark, H. B. 40, a bill relating to the filing of papers by the clerk of Superior Court of Alexander County, is taken from the Committee on Judiciary No. 2 and re-referred to the Committee on Local Government.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Davis, for the Committee on Conservation and Development:

H. B. 403, a bill pertaining to Article 3, Chapter 139 of the General Statutes as the same relates to a Water Shed Improvement Program in Yadkin County, with a favorable report.

By Senator King, for the Committee on Counties, Cities and Towns:

H. B. 474, a bill authorizing the sale of certain county-owned real property in Gates County, with a favorable report.

H. B. 572, a bill to authorize the city of Charlotte to waive its governmental immunity to the extent that it takes out liability insurance, with a favorable report.

H. B. 585, a bill creating a bird sanctuary and prohibiting the discharge of firearms in the town of White Lake in Bladen County, with a favorable report.

H. B. 588, a bill to amend General Statutes 160-227.1 so as to authorize the city of Roxboro to regulate the subdivision of land within the town limits, with a favorable report.

H. B. 593, a bill to amend General Statutes 154-3 so as to provide for the election of a surveyor in Onslow County, with a favorable report.

H. B. 605, a bill to provide for the exercise of powers by police officers beyond the corporate limits of the town of Coats in Harnett County, with a favorable report.

H. B. 616, a bill to create a peace officers' relief fund for the county of Gates, with a favorable report.

By Senator White, for the Committee on Finance:

H. B. 600, a bill to establish a supplementary pension fund for firemen in the city of Concord, State of North Carolina, with a favorable report.

H. B. 619, a bill to amend the County Capital Reserve Act so as to permit expenditures of capital reserve funds for sewerage distribution and disposal systems, with a favorable report.

By Senator Humphrey, for the Committee on Insurance:

H. B. 69, a bill to amend General Statutes 58-251.1 relating to the time limit on certain defenses to liability under accident and health insurance policies, with a favorable report, as amended.

By Senator Bell, for the Committee on Judiciary No. 1:

S. B. 236, a bill to amend Chapter 29 of the General Statutes relating to intestate succession, with a favorable report, as amended.

S. B. 249, a bill to provide for the licensing of private detectives in North Carolina, with a favorable report, as amended.

S. B. 239, a bill authorizing and directing the General Statutes Commission to make a study of the Uniform Commercial Code, and appropriating funds for such study, with a favorable report.

Upon motion of Senator Bell, the bill is re-referred to the Committee on Appropriations.

H. B. 421, a bill relating to the vice recorder of Bertie County, with a favorable report.

S. B. 216, a bill to amend Chapter 47 of the General Statutes relating to plats, subdivisions and land surveys and recording of same, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

S. B. 217, a bill to amend Chapter 47 of the General Statutes relating to plats, subdivisions and land surveys and recording of same, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

By Senator Clark, for the Committee on Judiciary No. 2:

S. B. 278, a bill to amend Chapter 1235 of the 1959 Session Laws rewriting General Statutes 47-30 and General Statutes 47-32 relating to plats, subdivisions, and land surveys so as to provide said Act shall not apply to Granville County, with a favorable report.

H. B. 364, a bill to repeal Chapter 1034 of the Session Laws of 1959 exempting Buncombe County from the provisions of Chapter 346 of the Session Laws of 1957 relating to the service of warrants in criminal actions, with a favorable report.

H. B. 471, a bill to permit inter vivos and testamentary conveyances of future interests, with a favorable report.

By Senator Eagles, for the Committee on State Government:

S. B. 197, a bill to amend Article II of Chapter 143 of the General Statutes of North Carolina relating to the State Personnel Department, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

S. B. 224, a bill to amend General Statutes 143-36 so as to authorize the State Personnel Director, with the approval of the State Personnel Council and the Governor, to provide for a longevity, merit salary increase program for State employees, with a favorable report.

By Senator Whitley, for the Committee on Wildlife:

S. B. 252, a bill to amend Chapter 75A of the General Statutes pertaining to the renewal of certificates of commercial fishing boats, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Winslow: S. B. 284 a bill to amend Chapter 135 of the General Statutes and Chapter 128 of the General Statutes so as to authorize the Teacher's and State Employees' Retirement System and the Local Governmental Employees' Retirement System to invest funds in certain common and preferred stocks.

Referred to Committee on Retirement, Employment Security.

By Senator Jordan: S. B. 285, a bill to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Wake County.

Referred to Committee on Courts and Judicial Districts.

By Senator Humphrey: S. B. 286, a bill to amend General Statutes 95-17 relating to the limitations of hours of employment and exceptions thereto.

Referred to Committee on Manufacturing, Labor and Commerce.

By Senator Morgan: S. B. 287, a bill to provide for an election in the city of Shelby, North Carolina, upon the question of adopting the city manager form of government.

Referred to Committee on Judiciary No. 1.

By Senator Cook: S. B. 288, a bill to amend the charter of the town of Rhodhiss in the counties of Burke and Caldwell.

Referred to Committee on Local Government.

By Senators Aydtlett, King, Warren of Sampson, Cook, Eubank, Hancock, Whitley, Whitmire, Royall, Hoyle, Clark, Gentry, Winkler, Eagles, Humber, Midgett, Winslow, Shelton, Thomas of Hoke, Brock, White, Stone and Roberts: S. B. 289, a bill to amend Article 15 of Chapter 53 of the General Statutes, known as the North Carolina Small Loans Act.

Referred to Committee on Banking.

By Senator Forsyth: S. B. 290, a bill to amend General Statutes 9-19 relating to exemptions from jury duty.

Referred to Committee on Judiciary No. 2.

By Senator Thomas of Union: S. B. 291, a bill to amend General Statutes 14-286 relating to giving of false fire alarms and molesting fire alarm systems.

Referred to Committee on Judiciary No. 2.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 570, a bill to amend the charter of the town of Gibsonville.

Referred to Committee on Local Government.

H. B. 693, a bill relating to the wards and the election of the mayor and the board of aldermen of the city of Shelby.

Upon motion of Senator Morgan, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 703, a bill to authorize the Montgomery County Board of Education to sell at private sale certain school property no longer needed for school purposes.

Upon motion of Senator Van Landingham, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 256, a bill to amend S. B. 63, ratified on April 14, 1961, relating to the term of Superior Court to be held in Rowan County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 281, a bill to amend Chapter 462 of the Public-Local Laws of 1937 relating to commissions for collection of taxes in Watauga County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 503, a bill relating to the preparation, filing and publishing of the annual report of the clerk of Superior Court of Forsyth County.

Passes its second and third readings and is ordered enrolled.

H. B. 549, a bill relating to the election and terms of office of the commissioners of the town of Angier in Harnett County.

Passes its second and third readings and is ordered enrolled.

H. B. 578, a bill to ratify certain acts of the clerk of the Superior Court of Rockingham County in confirming the sale of land at public auction.

Passes its second and third readings and is ordered enrolled.

S. B. 154, a bill to amend Articles II, III and XIV of the Constitution of North Carolina with respect to succession to elective State Executive Offices, the appointment of acting officers in certain instances, the determination of the incapacity of elected State Executive Officers to perform the duties of their offices, and fixing a permanent seat of government, upon second reading.

The substitute bill offered by the Committee is adopted.

The bill passes its second reading by roll call vote, ayes 50, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—50.

The bill passes its third reading by roll call vote, ayes 50, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles,

Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van LANDINGHAM, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—50.

The bill is ordered sent to the House of Representatives.

S. B. 213, a bill providing for the disposition of the balance remaining in the Spanish American War Relief Fund.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 277, a bill to validate certain foreclosure sales where the sale was conducted at a place other than as provided in the power of sale.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 208, a bill to amend General Statutes 15-25.1 so as to authorize the use of search warrants in connection with stimulant drugs.

The substitute bill offered by the Committee is adopted.

Upon motion of Senator Banzet, action on the bill is postponed until Friday, May 12, 1961.

H. B. 224, a bill to amend the North Carolina Drivers' Point System so as to revise the point values for certain offenses; to increase to three years the period during which the maximum number of points can be accumulated; and to provide for consideration of out-of-state convictions in driver point accumulations, upon second reading.

The amendment offered by the Committee is adopted.

Senator Hamilton offers an amendment which is adopted.

Senator Gentry offers an amendment, which fails of adoption.

Upon the passage of the bill upon its second reading, Senator Moore calls for the "ayes" and "noes".

The call is sustained.

The bill passes its second reading by roll call vote, ayes 32, noes 18, as follows:

Those voting in the affirmative are: Senators Aydtlett, Bell, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Hamilton, Hancock, Humber, Humphrey, Jordan, McGeachy, Midgett, Moore, Morgan, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Van LANDINGHAM, Warren of Beaufort, Whitmire, Winkler, Winslow—32.

Those voting in the negative are: Senators Alford, Banzet, Brock, Eubank, Forsyth, Gentry, Hollowell, Hoyle, Johnson, Kesler, King, Rhyne, Roberts, Thomas of Hoke, Thomas of Union, Warren of Sampson, White, Whitley—18.

Upon objection of Senator White to its third reading, the bill remains upon the Calendar for its third reading.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow morning at 10 o'clock.

EIGHTY-FIRST DAY

SENATE CHAMBER,
Friday, May 12, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator White, the courtesies of the galleries are extended to the teachers and the students of the Havelock School of Craven County.

Upon motion of Senator Cook, the courtesies of the galleries are extended to the teachers and the students of the Icard School of Burke County.

The Chair extends the courtesies of the galleries to the teachers and the students of the Red Springs School of Robeson County.

Upon motion of Senator Banzet, the courtesies of the galleries are extended to the teachers and the students of the Woodland School of Northampton County.

Upon motion of Senator Warren of Sampson, the courtesies of the galleries are extended to the teachers and the students of the Franklin School of Sampson County.

Upon motion of Senator Davis, the courtesies of the galleries are extended to the teachers and the students of the Prince Abraham School of Forsyth County.

Upon motion of Senator Winslow, the courtesies of the lobby are extended to Miss Helen Barnes of Hertford County.

Upon motion of Senator Scott, the courtesies of the galleries are extended to the teachers and the students of the Pleasant Grove School of Alamance County.

The Chair extends the courtesies of the lobby to Harold Makepeace of Lee County.

Upon motion of Senator Thomas of Union, the courtesies of the galleries are extended to the teachers and the students of the Mineral Springs School of Union County.

The Chair extends leave of absence to Senators Whitley, Cook and Gentry for Monday, May 15, 1961.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 131, an act to amend General Statutes 75-5 pertaining to certain acts which are prohibited as acts in restraint of trade or in the nature of combination or conspiracy in restraint of trade or commerce.

S. B. 218, an act to amend General Statutes 113-146, relating to county licenses to fish in the city lake in Rocky Mount, North Carolina.

S. B. 221, an act to consolidate and rewrite the laws pertaining to the civil service board of Mecklenburg County.

H. B. 79, an act to amend Chapter 296, Session Laws of 1943, relating to the salary of the members of the board of county commissioners of Lenoir County.

H. B. 437, an act authorizing the city of Southport, the town of Boiling Springs Lake, the town of Long Beach, and Brunswick County to establish an airport commission, which commission shall be vested with the power of eminent domain and the power to issue bonds or other securities or obligations for the purpose of providing funds for the acquisition of lands, construction and operation of said airport facility together with all powers as set out in Chapter 63 of the General Statutes of North Carolina.

H. B. 503, an act relating to the preparation, filing and publishing of the annual report of the clerk of Superior Court of Forsyth County.

H. B. 549, an act relating to the election and terms of office of the commissioners of the town of Angier in Harnett County.

H. B. 557, an act to amend General Statutes 153-266.18 so as to make violation of a county zoning ordinance a misdemeanor.

H. B. 578, an act to ratify certain acts of the clerk of the Superior Court of Rockingham County in confirming the sale of land at public auction.

H. B. 693, an act relating to the wards and the election of the mayor and the board of aldermen of the city of Shelby.

H. B. 703, an act to authorize the Montgomery County Board of Education to sell at private sale certain school property no longer needed for school purposes.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 277, a bill to validate certain foreclosure sales where the sale was conducted at a place other than as provided in the power of sale.

S. B. 213, a bill providing for the disposition of the balance remaining in the Spanish American War Relief Fund.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Kesler, for the Committee on Courts and Judicial Districts:

S. B. 264, a bill to amend General Statutes 7-70 relating to terms of Superior Court in Carteret County, with a favorable report.

S. B. 285, a bill to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Wake County, with a favorable report.

H. B. 539, a bill to consolidate and rewrite the special laws relating to the recorder's court of the city of Charlotte in Mecklenburg County, with a favorable report.

H. B. 612, a bill to provide better court facilities for Lenoir County, North Carolina, with a favorable report.

By Senator White, for the Committee on Finance:

S. B. 146, a bill to amend General Statutes 105-296 relating to tax exempt real property, with a favorable report, as amended.

S. B. 227, a bill to amend General Statutes 20-88 relating to the licensing of property hauling vehicles, with an unfavorable report.

H. B. 563, a bill to provide for the listing of dogs and a kennel tax in Pasquotank County, with a favorable report.

By Senator Alford, for the Committee on Local Government:

S. B. 288, a bill to amend the charter of the town of Rhodhiss in the counties of Burke and Caldwell, with a favorable report.

H. B. 346, a bill relating to the membership of the Pasquotank County Board of Alcoholic Control, with an unfavorable report.

H. B. 423, a bill to revise, reorganize and amend the charter of the city of Goldsboro, North Carolina, with a favorable report.

H. B. 490, a bill relating to the election of town commissioners of the town of Tryon in Polk County, with a favorable report.

H. B. 562, a bill to amend Chapter 741 of the Session Laws of 1959 relating to the chairman and members of the board of county commissioners of Union County, with a favorable report, as amended.

H. B. 569, a bill to authorize the county commissioners of Union County and the board of aldermen of the city of Monroe to convey certain real property no longer needed for governmental purposes, with a favorable report.

H. B. 611, a bill to amend the charter of the city of Kinston, with a favorable report.

H. B. 614, a bill rewriting Section 1 of Chapter 771, Session Laws of 1957, so as to fix the corporate limits of the town of Bethel in Pitt County, with a favorable report.

By Senator Forsyth, for the Committee on Salaries and Fees:

S. B. 265, a bill to fix the compensation of the members of the board of county commissioners of Davie County, with a favorable report.

H. B. 433, a bill relating to the compensation of justices of the peace in Hoke County, with a favorable report.

H. B. 442, a bill to fix the compensation of the chairman and members of the board of county commissioners of Watauga County, with an unfavorable report.

H. B. 515, a bill relating to fees in the office of the clerk of the Superior Court of Hyde County, with a favorable report.

H. B. 551, a bill to fix the compensation of jurors and court officers in Johnston County, with a favorable report, as amended.

H. B. 584, a bill relating to the salary of the sheriff and the deputy sheriffs and office assistant of Edgecombe County, with a favorable report.

H. B. 594, a bill to amend Chapter 738 of the Session Laws of 1959 relating to the salaries of the clerk of Superior Court, sheriff and register of deeds of Forsyth County, and the special fund created for said clerk of Superior Court's office so as to provide for an increase in the salary of said register of deeds, with a favorable report.

H. B. 604, a bill to authorize the board of county commissioners of Polk County to fix the salary of the deputy sheriff and to provide expense allowances for the sheriff of said county, with a favorable report.

H. B. 631, a bill relating to jail fees in Randolph County, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Whitmire: S. B. 292, a bill to define the jurisdiction of the law enforcement officers of the city of Hendersonville Board of Alcoholic Control.

Referred to Committee on Judiciary No. 1.

By Senators Whitmire, Warren of Sampson, King and Humphrey: S. B. 293, a bill to validate judgments by default rendered by clerks of the Superior Court in actions to remove cloud from title to real estate.

Referred to Committee on Judiciary No. 1.

By Senator Shuford: S. B. 294, a bill relating to the rotation of candidates for the State Senate in the Twenty-fifth Senatorial District.

Referred to Committee on Election Laws and Legislative Representation.

By Senator Warren of Sampson: S. B. 295, a bill to amend S. B. 55, 1961 Session of the North Carolina General Assembly, ratified the 3rd day of March, 1961, relating to the appointment, compensation, and duties of a court reporter for the Fourth Judicial District.

Referred to Committee on Courts and Judicial Districts.

By Senator Jordan: S. B. 296, a bill to amend Chapter 1093 of the 1949 Session Laws of North Carolina relating to the city court of Raleigh.

Referred to Committee on Local Government.

By Senators Aydtlett, Forsyth, Cook, Hollowell, Van Landingham, Winslow, Hamilton and Clayton: S. B. 297, a bill to amend Chapter 1211 of the Session Laws of 1959 relating to taxes upon insurance companies.

Referred to Committee on Finance.

By Senator Aydtlett: S. R. 298, a joint resolution authorizing the Governor to appoint a commission to study and make recommendations for revision and recodification of the Insurance Laws and to report its findings to the 1963 Session of the General Assembly.

Referred to Committee on Insurance.

By Senator Hoyle: S. B. 299, a bill to provide for the removal of vehicles abandoned, left unattended or left illegally parked upon the streets and highways.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 215, a bill to make it lawful to take foxes and wildcats in Graham County, at any time, and to provide for payments of bounties for the scalps of such animals.

Referred to Committee on Wildlife.

H. B. 538, a bill to extend the jurisdiction of police officers of the town of Aberdeen in Moore County.

Referred to Committee on Local Government.

H. B. 587, a bill to fix the compensation of the commissioners of the town of Carthage.

Referred to Committee on Salaries and Fees.

H. B. 613, a bill making Clay County "Stock Law Territory."

Referred to Committee on Judiciary No. 2.

H. B. 638, a bill to amend General Statutes 14-335 relating to the punishment for public drunkenness in Orange County.

Referred to Committee on Counties, Cities and Towns.

H. B. 658, a bill prohibiting the practice of fortune telling or clairvoyance under the guise of faith healing in Chatham County and Orange County.

Referred to Committee on Judiciary No. 2.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 403, a bill pertaining to Article 3, Chapter 139 of the General Statutes as the same relates to a water shed improvement program in Yadkin County, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

S. B. 278, a bill to amend Chapter 1235 of the 1959 Session Laws re-writing General Statutes 47-30 and General Statutes 47-32 relating to plats, subdivision, and land surveys so as to provide said act shall not apply to Granville County.

Senator Hancock offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 421, a bill relating to the vice recorder of Bertie County.

Passes its second and third readings and is ordered enrolled.

H. B. 474, a bill authorizing the sale of certain county-owned real property in Gates County.

Passes its second and third readings and is ordered enrolled.

H. B. 572, a bill to authorize the city of Charlotte to waive its governmental immunity to the extent that it takes out liability insurance.

Passes its second and third readings and is ordered enrolled.

H. B. 585, a bill creating a bird sanctuary and prohibiting the discharge of firearms in the town of White Lake in Bladen County.

Passes its second and third readings and is ordered enrolled.

H. B. 588, a bill to amend General Statutes 160-227.1 so as to authorize the city of Roxboro to regulate the subdivision of land within the town limits.

Passes its second and third readings and is ordered enrolled.

H. B. 593, a bill to amend General Statutes 154-3 so as to provide for the election of a surveyor in Onslow County.

Passes its second and third readings and is ordered enrolled.

H. B. 600, a bill to establish a supplementary pension fund for firemen in the city of Concord, State of North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 605, a bill to provide for the exercise of powers by police officers beyond the corporate limits of the town of Coats in Harnett County.

Passes its⁵⁰ second and third readings and is ordered enrolled.

H. B. 616, a bill to create a peace officers' relief fund for the county of Gates.

Passes its second and third readings and is ordered enrolled.

S. B. 249, a bill to provide for the licensing of private detectives in North Carolina, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow —47.

H. B. 224, a bill to amend the North Carolina Drivers' Point System so as to revise the point values for certain offenses; to increase to three years the period during which the maximum number of points can be accumulated; and to provide for consideration of out-of-state convictions in driver point accumulations.

Senator Clark moves that the vote by which the Committee amendment was adopted be reconsidered, and that action upon said motion be deferred until Wednesday, May 17, 1961.

The motion prevails.

Upon motion of Senator Eagles, action on the amendment and the third reading of the bill is postponed until May 17, 1961.

S. B. 197, a bill to amend Article II of Chapter 143 of the General Statutes of North Carolina relating to the State Personnel Department.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 216, a bill to amend Chapter 47 of the General Statutes relating to plats, subdivisions and land surveys and recording of same.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 217, a bill to amend Chapter 47 of the General Statutes relating to plats, sub-divisions and land surveys and recording of same.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 224, a bill to amend General Statutes 143-36 so as to authorize the State Personnel Director, with the approval of the State Personnel Council and the Governor, to provide for a longevity, merit salary increase program for State employees.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 236, a bill to amend Chapter 29 of the General Statutes relating to the intestate succession.

The amendment offered by the Committee is adopted.

Upon motion of Senator McGeachy, the bill is re-referred to the Committee on Judiciary No. 1.

S. B. 252, a bill to amend Chapter 75A of the General Statutes pertaining to the renewal of certificates of commercial fishing boats.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 69, a bill to amend General Statutes 58-251.1 relating to the time limit on certain defenses to liability under accident and health insurance policies.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

Senate Committee Substitute for H. B. 208, a bill to amend General Statutes 15-25.1 so as to authorize the use of search warrants in connection with stimulant drugs.

Passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate substitute bill.

H. B. 364, a bill to repeal Chapter 1034 of the Session Laws of 1959 exempting Buncombe County from the provisions of Chapter 346 of the Session Laws of 1957 relating to the service of warrants in criminal actions.

Passes its second and third readings and is ordered enrolled.

H. B. 367, a bill to amend General Statutes 148-33.1 relating to the quartering of prisoners with work release privileges.

Passes its second and third readings and is ordered enrolled.

H. B. 471, a bill to permit inter vivos and testamentary conveyances of future interests.

The bill passes its second reading.

Upon objection of Senator Gentry to its third reading, the bill remains upon the Calendar.

H. B. 619, a bill to amend the County Capital Reserve Act so as to permit expenditures of capital reserve funds for sewerage distribution and disposal systems.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Warren of Sampson, the Senate adjourns in honor of the memory of John R. Morris of New Hanover County, to meet

tomorrow morning at 9:30 o'clock at which time only Public Local bills will be considered and adjournment will be until Monday evening at 8 o'clock.

EIGHTY-SECOND DAY

SENATE CHAMBER,
Saturday, May 13, 1961.

The Senate meets pursuant to adjournment, and in the absence of the Lieutenant Governor and President pro tempore Lunsford Crew, the Principal Clerk S. Ray Byerly calls Senator Jordan to the Chair, who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Scott, the Senate adjourns to meet Monday evening at 8 o'clock.

EIGHTY-THIRD DAY

SENATE CHAMBER,
Monday, May 15, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Rutledge, the courtesies of the lobby are extended to J. Lee White of Cabarrus County.

Upon motion of Senator Clayton, the courtesies of the lobby are extended to Don Fisher of Jackson County.

Upon motion of Senator Currie, the courtesies of the lobby are extended to Mrs. Norman Massey of Durham County.

Upon motion of Senator Jordan, Curtis Michael Thompson and James F. Kelly, Jr. are made honorary pages of the Senate, both of Wake County.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Eagles, Jordan, Stone, Bell and Whitley: S. B. 300, a bill to incorporate and establish the Eastern North Carolina School for the Deaf at Wilson.

Referred to Committee on Education.

By Senator Jordan: S. B. 301, a bill to continue the incorporation of the town of Garner and to revise, amend and consolidate the statutes that constitute the charter of the town of Garner.

Referred to Committee on Local Government.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 228, a bill to amend Article 2 of Chapter 90 of the General Statutes of North Carolina relating to the practice of dentistry, for concurrence in the House amendment.

The bill is placed upon the Calendar.

H. B. 378, a bill to amend General Statutes 58-254.3 relating to blanket accident and health insurance so as to include policies issued to municipal or county recreation departments.

Referred to Committee on Insurance.

H. B. 29, a bill to amend Section 5 of Article II of the Constitution of North Carolina for the purpose of providing an automatic reapportionment of the members of the House of Representatives of the General Assembly of North Carolina.

Referred to Committee on Constitution.

H. B. 418, a bill to amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law, to provide for the establishment of certain qualifying conditions to promote a closer attachment to the labor force of claimants; to increase benefit payments; to provide for more liberal termination of employers under the Law; to provide for the right of appeal by the Commission in certain cases from judgments of Superior Courts; to increase coverage under the law only to the extent that coverage has been increased under the Federal Unemployment Tax Act; and to further clarify certain provisions of said Chapter.

The bill is placed upon the Calendar.

H. B. 512, a bill to rewrite General Statutes 10-9 relating to official acts of notaries public; signatures; appearance of names; notarial seals or stamps.

Referred to Committee on Judiciary No. 1.

H. B. 513, a bill to amend General Statutes 10-13 relating to the validation of official acts of notaries public wherein expiration of notary's commission erroneously stated.

Referred to Committee on Judiciary No. 1.

H. B. 536, a bill to amend Chapter 84 of the General Statutes relating to attorneys at law.

Referred to Committee on Judiciary No. 1.

H. B. 543, a bill to authorize the State Highway Commission to insure ferries owned and operated by said Commission.

Referred to Committee on Public Roads.

H. B. 556, a bill to amend General Statutes 28-53 relating to testamentary trustees.

Referred to Committee on Judiciary No. 2.

H. B. 571, a bill to amend Section 9.35½, Article 2, Chapter 153 of the General Statutes of North Carolina, relating to the promotion of soil conservation work, so as to make it apply to Montgomery County.

Referred to Committee on Agriculture.

H. B. 609, a bill to provide for the investment of custodian funds in life insurance.

Referred to Committee on Judiciary No. 2.

H. B. 607, a bill to provide for the purchase of franchise accident and health insurance by an employer or association without regard to term of existence.

Referred to Committee on Insurance.

H. B. 615, a bill to authorize the sheriff of Alleghany County to fix the amount of and to take and accept bail in misdemeanor charges or cases in said county.

Referred to Committee on Judiciary No. 2.

H. B. 622, a bill to provide for the codification and printing of the Revenue Act, the same being Chapter 158 of the Public Laws of 1939, as amended.

Referred to Committee on State Government.

H. B. 623, a bill to provide for the codification and printing of the Machinery Act, the same being Chapter 310 of the Public Laws of 1939, as amended.

Referred to Committee on State Government.

H. B. 626, a bill to amend Section 9.35½, Article 2, Chapter 153 of the General Statutes of North Carolina, relating to the promotion of soil conservation work, so as to make it apply to Granville County.

Referred to Committee on Agriculture.

H. B. 635, a bill to provide for the exercise of the powers of police officers beyond the corporate limits of the town of Beaulaville in Duplin County.

Referred to Committee on Counties, Cities and Towns.

H. B. 640, a bill to amend General Statutes 97-13, relating to workmen's compensation for prisoners assigned to work under the supervision of the State Prison Department, and to amend General Statutes 143-291 tort claims against State department and agencies.

Referred to Committee on Judiciary No. 2.

H. B. 641, a bill to authorize the board of county commissioners of Pitt County to fix the number of salaried county employees, to fix the compensation of county officials and employees, to fix the fees of county officers, to give permissive power to increase the travel allowance of jurors not in excess of seven cents a mile, and to fix the compensation of the members of the board of county commissioners of Pitt County.

Referred to Committee on Salaries and Fees.

H. B. 649, a bill to amend General Statutes 116-23.1 sub-Section (d) relating to the publication of notice of unclaimed funds held by insurance companies before such funds escheat to the University of North Carolina.

Referred to Committee on Insurance.

H. B. 650, a bill to amend Section 9.35½, Article 2, Chapter 153 of the General Statutes of North Carolina, relating to the promotion of soil conservation work, so as to make it apply to Davie County.

Referred to Committee on Agriculture.

H. B. 655, a bill to amend Article 3 of Chapter 8 of the General Statutes to provide that copies of public records on file in the State Department of Archives and History, when properly certified, shall be as competent evidence as the originals.

Referred to Committee on Judiciary No. 1.

H. B. 656, a bill to amend Article 2, Chapter 8 of the General Statutes to provide that certified copies of certain documents filed in the State Department of Archives and History shall be admissible as evidence to the same effect as the original document.

Referred to Committee on Judiciary No. 1.

H. B. 657, a bill to include Wilkes County within the provisions of General Statutes 14-335 relating to punishment for public drunkenness.

Referred to Committee on Judiciary No. 2.

H. B. 661, a bill to authorize the board of county commissioners of Cumberland County to fix the number of salaried deputy sheriffs to be appointed in Cumberland County.

Referred to Committee on Local Government.

H. B. 662, a bill to fix the compensation relating to jurors in Cumberland County.

Referred to Committee on Salaries and Fees.

H. B. 663, a bill to include Cumberland County within the provisions of General Statutes 14-335 relating to punishment for public drunkenness.

Referred to Committee on Judiciary No. 2.

H. B. 675, a bill to amend H. B. 217, ratified April 5, 1961, relating to travel expense allowance for the board of education of Halifax County.

Referred to Committee on Salaries and Fees.

H. B. 716, a joint resolution honoring the life and memory of John R. Morris who served his State and County with honor, devotion and distinction.

The resolution is placed upon the Calendar.

H. B. 719, a bill to amend Chapter 666 of the Session Laws of 1959 relating to the industrial development commission of Martin County.

Upon motion of Senator Midgett, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 403, a bill pertaining to Article 3, Chapter 139 of the General Statutes as the same relates to a water shed improvement program in Yadkin County, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone,

Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitmire, Winkler, Winslow—45.

The bill is ordered and enrolled.

H. B. 423, a bill to revise, reorganize and amend the charter of the city of Goldsboro, North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitmire, Winkler, Winslow—45.

H. B. 563, a bill to provide for the listing of dogs and a kennel tax in Pasquotank County, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitmire, Winkler, Winslow—45.

H. B. 614, a bill rewriting Section 1 of Chapter 771, Session Laws of 1957, so as to fix the corporate limits of the town of Bethel in Pitt County, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitmire, Winkler, Winslow—45.

S. B. 264, a bill to amend General Statutes 7-70 relating to terms of Superior Court in Carteret County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 265, a bill to fix the compensation of the members of the board of county commissioners of Davie County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 285, a bill to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Wake County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 288, a bill to amend the charter of the town of Rhodhiss in the counties of Burke and Caldwell.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 433, a bill relating to the compensation of justices of the peace in Hoke County.

Passes its second and third readings and is ordered enrolled.

H. B. 490, a bill relating to the election of town commissioners of the town of Tryon in Polk County.

Passes its second and third readings and is ordered enrolled.

H. B. 515, a bill relating to the fees in the office of the clerk of the Superior Court of Hyde County.

Passes its second and third readings and is ordered enrolled.

H. B. 539, a bill to consolidate and rewrite the special laws relating to the recorder's court of the city of Charlotte in Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

H. B. 551, a bill to fix the compensation of jurors and court officers in Johnston County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 562, a bill to amend Chapter 741 of the Session Laws of 1959 relating to the chairman and members of the board of county commissioners of Union County.

Upon motion of Senator Thomas of Union, the bill is re-referred to the Committee on Judiciary No. 2.

H. B. 569, a bill to authorize the county commissioners of Union County and the board of aldermen of the city of Monroe to convey certain real property no longer needed for governmental purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 584, a bill relating to the salary of the sheriff and the deputy sheriffs and office assistant of Edgecombe County.

Passes its second and third readings and is ordered enrolled.

H. B. 594, a bill to amend Chapter 738 of the Session Laws of 1959 relating to the salaries of the clerk of Superior Court, sheriff and register of deeds of Forsyth County and the special fund created for said clerk of Superior Court's office so as to provide for an increase in the salary of said register of deeds.

Passes its second and third readings and is ordered enrolled.

H. B. 604, a bill to authorize the board of county commissioners of Polk County to fix the salary of the deputy sheriff and to provide expense allowances for the sheriff of said county.

Passes its second and third readings and is ordered enrolled.

H. B. 611, a bill to amend the charter of the city of Kinston.

Passes its second and third readings and is ordered enrolled.

H. B. 612, a bill to provide better court facilities for Lenoir County, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 631, a bill relating to jail fees in Randolph County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 249, a bill to provide for the licensing of private detectives in North Carolina, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 42, noes 1, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kessler, King, McGeachy, Midgett, Morgan, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitmire, Winkler, Winslow—42.

Those voting in the negative are: Senator Thomas of Union—1.

The bill is ordered engrossed.

H. B. 471, a bill to permit inter vivos and testamentary conveyances of future interests, upon third reading.

The bill passes its third readings and is ordered enrolled.

S. B. 146, a bill to amend General Statutes 105-296 relating to tax exempt real property.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

Upon motion of Senator Rutledge, the Senate adjourns in honor of the memory of Luther Hartsell, Jr., of Cabarrus County, to meet tomorrow at 12 M.

EIGHTY-FOURTH DAY

SENATE CHAMBER,

Tuesday, May 16, 1961.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore Lunsford Crew.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Winslow, the courtesies of the galleries are extended to the teachers and the students of the Hertford Grammar School of Perquimans County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Garner Elementary School of Wake County.

Upon motion of Senator Forsyth, the courtesies of the lobby are extended to Mrs. J. N. Moody of Cherokee County.

Upon motion of Senator Johnson, the courtesies of the galleries are extended to the teachers and the students of the Central School of Iredell County.

Upon motion of Senator Hollowell, the courtesies of the lobby are extended to Paul Morgan of Guilford County.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 316, an act to provide for the removal of fiduciaries who cannot be found.

H. B. 364, an act to repeal Chapter 1034 of the Session Laws of 1959 exempting Buncombe County from the provisions of Chapter 346 of the Session Laws of 1957 relating to the service of warrants in criminal actions.

H. B. 367, an act to amend General Statutes 148-33.1 relating to the quartering of prisoners with work release privileges.

H. B. 421, an act relating to the vice recorder of Bertie County.

H. B. 474, an act authorizing the sale of certain county-owned real property in Gates County.

H. B. 572, an act to authorize the city of Charlotte to waive its governmental immunity to the extent that it takes out liability insurance.

H. B. 585, an act creating a bird sanctuary and prohibiting the discharge of firearms in the town of White Lake in Bladen County.

H. B. 588, an act to amend General Statutes 160-227.1 so as to authorize the city of Roxboro to regulate the subdivision of land within the town limits.

H. B. 593, an act to amend General Statutes 154-3 so as to provide for the election of a surveyor in Onslow County.

H. B. 600, an act to establish a supplementary pension fund for firemen in the city of Concord, State of North Carolina.

H. B. 605, an act to provide for the exercise of powers by police officers beyond the corporate limits of the town of Coats in Harnett County.

H. B. 616, an act to create a peace officers' relief fund for the county of Gates.

H. B. 619, an act to amend the County Capital Reserve Act so as to permit expenditures of capital reserve funds for sewerage distribution and disposal systems.

S. B. 23, an act to amend Chapter 90 of the General Statutes so as to increase license application fees for registered nurses from \$15.00 to \$20.00 and for practical nurses from \$10.00 to \$15.00.

H. B. 69, an act to amend General Statutes 58-251.1 relating to the time limit on certain defenses to liability under accident and health insurance policies.

H. B. 403, an act pertaining to Article 3, Chapter 139 of the General Statutes as the same relates to a water shed improvement program in Yadkin County.

H. B. 433, an act relating to the compensation of justices of the peace in Hoke County.

H. B. 471, an act to permit inter vivos and testamentary conveyances of future interests.

H. B. 490, an act relating to the election of town commissioners of the town of Tryon in Polk County.

H. B. 515, an act relating to fees in the office of the clerk of the Superior Court of Hyde County.

H. B. 539, an act to consolidate and rewrite the special laws relating to the recorder's court of the city of Charlotte in Mecklenburg County.

H. B. 569, an act to authorize the county commissioners of Union County and the board of aldermen of the city of Monroe to convey certain real property no longer needed for governmental purposes.

H. B. 584, an act relating to the salary of the sheriff and the deputy sheriffs and office assistant of Edgecombe County.

H. B. 594, an act to amend Chapter 738 of the Session Laws of 1959 relating to the salaries of the clerk of Superior Court, sheriff and register of deeds of Forsyth County, and the special fund created for said clerk of Superior Court's office so as to provide for an increase in the salary of said register of deeds.

H. B. 604, an act to authorize the board of county commissioners of Polk County to fix the salary of the deputy sheriff and to provide expense allowances for the sheriff of said county.

H. B. 611, an act to amend the charter of the city of Kinston.

H. B. 612, an act to provide better court facilities for Lenoir County, North Carolina.

H. B. 719, an act to amend Chapter 666 of the Session Laws of 1959 relating to the industrial development commission of Martin County.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 278, a bill to amend Chapter 1235 of the 1959 Session Laws re-writing General Statutes 47-30 and General Statutes 47-32 relating to plats, subdivision, and land surveys so as to provide said Act shall not apply to Carteret and Granville Counties.

S. B. 146, a bill to amend General Statutes 105-296 relating to tax exempt real property.

S. B. 249, a bill to provide for the licensing of private detectives in North Carolina.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Bell, for the Committee on Judiciary No. 1:

H. B. 438, a bill to amend General Statutes 1-153 so as to permit motions to strike to be heard anywhere within a judicial district, with a favorable report.

H. B. 439, a bill to amend General Statutes 1-578 so as to permit motions to be heard anywhere within a judicial district, with a favorable report.

By Senator Clark, for the Committee on Judiciary No. 2:

S. B. 290, a bill to amend General Statutes 9-19 relating to exemptions from jury duty, with a favorable report.

S. B. 291, a bill to amend General Statutes 14-286 relating to giving of false fire alarms and molesting fire alarm systems, with a favorable report.

H. B. 542, a bill to amend General Statutes 65-13 relating to the removal of graves in the performance of governmental functions by making the Section applicable to the State and its agencies, with a favorable report.

H. B. 562, a bill to amend Chapter 741 of the Session Laws of 1959 relating to the chairman and members of the board of county commissioners of Union County, with a favorable report, as amended.

H. B. 579, a bill to amend General Statutes 1-478 relating to defendant's undertaking for replevy under claim and delivery, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jordan: S. B. 302, a bill to exempt from taxation the buildings, with the land actually occupied, belonging to the North Carolina Federation of Womens' Clubs, and any local Womens' Club affiliated therewith.

Referred to Committee on Finance.

By Senator Rhyne: S. B. 303, a bill to abolish the office of county treasurer of Gaston County.

Referred to Committee on Counties, Cities and Towns.

By Senator Johnson: S. B. 304, a bill making Iredell County "Stock Law Territory".

Referred to Committee on Judiciary No. 2.

By Senator Johnson: S. B. 305, a bill to amend Article 20A of Chapter 153 of the General Statutes relative to subdivision control so as to make the same applicable to Iredell County.

Referred to Committee on Judiciary No. 2.

By Senator Johnson: S. B. 306, a bill to amend Article 20B of Chapter 153 of the General Statutes relative to county zoning and building regulations so as to make the same applicable to Iredell County.

Referred to Committee on Judiciary No. 2.

By Senator Burrow: S. B. 307, a bill to include Randolph as one of the counties in which the use of indecent or profane language in a public place is prohibited.

Referred to Committee on Judiciary No. 2.

By Senator Humber: S. B. 308, a bill to amend Chapter 559, Public Local Laws of 1935, relating to the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and

interest of such bonds by providing for the dissolution of school districts, the separation from and annexation to school districts, the consolidation of school districts, the enlargement of school districts, the authorization of school building bonds, and the validation of school districts heretofore created under said Chapter.

Referred to Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 273, a bill to authorize the North Carolina Hospitals Board of Control to change the name of the Western Carolina Training School.

Referred to Committee on Mental Institutions.

H. B. 497, a joint resolution petitioning the Commodity Credit Corporation for certain changes in regulations relating to the Agricultural Stabilization Corporation Loan program for grain storage facilities.

Referred to Committee on Agriculture.

H. B. 565, a bill to amend General Statutes 163-84 to require registrars to report by telephone or otherwise the precinct vote to the county board of elections upon completion of the counting in all primaries and elections.

Referred to Committee on Election Laws and Legislative Representation.

H. B. 573, a bill to require inspection of activity buses used in the transportation of personnel and pupils of the public schools.

Referred to Committee on Education.

H. B. 589, a bill to repeal Chapter 85 of the Session Laws of 1959 and to amend General Statutes 115-19 relating to the nomination, appointment, and qualifications of members of the Graham County Board of Education and fixing their terms of office.

Referred to Committee on Education.

H. B. 624, a bill to amend General Statutes 7-70 so as to add a one week term to the Superior Court schedule in Person County.

Referred to Committee on Courts and Judicial Districts.

H. B. 625, a bill to authorize the Currituck County Board of Education to transfer to and make available to Poplar Branch Home Demonstration Club a wooden building no longer needed for school purposes.

Referred to Committee on Education.

H. B. 627, a bill to allow the governing body of the city of Reidsville to fix and determine the salary of the recorder and the solicitor of the Reidsville Recorder's Court.

Referred to Committee on Courts and Judicial Districts.

H. B. 632, a bill pertaining to deputy clerks of the recorder's court of Randolph County.

Referred to Committee on Courts and Judicial Districts.

H. B. 648, a bill to amend Chapter 651 of the Public Laws of 1909, as amended, relating to the establishing of a municipal-county court in Guilford County.

Referred to Committee on Courts and Judicial Districts.

H. B. 651, a bill to appoint a member of the board of education of Davie County to replace S. W. Furches, now deceased.

Referred to Committee on Education.

H. B. 669, a bill to provide for appointment of members of the High Point City Board of Education.

Referred to Committee on Education.

H. R. 735, a joint resolution honoring the life and memory of R. Jennings White who rendered his county of Northampton, State of North Carolina, and the Nation service with honor and distinction.

Upon motion of Senator Banzet, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 423, a bill to revise, reorganize and amend the charter of the city of Goldsboro, North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 45 noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Rhyne, Roberts, Royall, Rutledge, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, White, Whitley, Whitmire, Winkler, Winslow—45.

The bill is ordered enrolled.

H. B. 563, a bill to provide for the listing of dogs and a kennel tax in Pasquotank County, upon third reading.

The bill passes its third reading by roll call vote, ayes 45 noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Rhyne, Roberts, Royall, Rutledge, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, White, Whitley, Whitmire, Winkler, Winslow—45.

The bill is ordered enrolled.

H. B. 614, a bill rewriting Section 1 of Chapter 771, Session Laws of 1957, so as to fix the corporate limits of the town of Bethel in Pitt County, upon third reading.

The bill passes its third reading by roll call vote, ayes 45 noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Rhyne, Roberts,

Royall, Rutledge, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, White, Whitley, Whitmire, Winkler, Winslow—45.

The bill is ordered enrolled.

H. B. 418, a bill to amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law, to provide for the establishment of certain qualifying conditions to promote a closer attachment to the labor force of claimants; to increase benefit payments; to provide for more liberal termination of employers under the Law; to provide for the right of appeal by the Commission in certain cases from judgments of Superior Courts; to increase coverage under the Law only to the extent that coverage has been increased under the Federal Unemployment Tax Act; and to further clarify certain provisions of said Chapter, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—46.

S. B. 228, a bill to amend Article 2 of Chapter 90 of the General Statutes of North Carolina relating to the practice of dentistry, for concurrence in the House amendment.

Upon motion of Senator Cook, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 716, a joint resolution honoring the life and memory of John R. Morris who served his State and county with honor, devotion and distinction.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan, the Senate adjourns to meet tomorrow at 12 M.

EIGHTY-FIFTH DAY

SENATE CHAMBER,
Wednesday, May 17, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Cook, the courtesies of the lobby are extended to L. E. DeMet of Caldwell County.

Upon motion of Senator Jordan, Noel Grady, Mary Beth Diggett, Mooreen Holcombe, Ruth Anne Davis, Katherine Powers, Julianne Sullivan, Tamara Henderson, Marie De Valentin, Faye Fishe, Sharon Puryear, Mary Anne Tola, Barbara Walker, Patricia Hamm, Lee Keating, Hope Elliott, Beth Michaels, Sandra Gregory, Mary Pal Boyley, Linda Hollo-man, Helen Ringrose, Mary Jo Stewart, Carmen Elliott, Kathleen Field, Loretta McGee, Mary Synowicz, Nora Ringrose, Susan de Brito, Marcia Beenen, Mary S. Such, Diane Borash, Marie Zaytoun, Anne Carbone, Mary Harvath, Judy Ramsey and Glenda Dietsch, all daughters of the Catholic Daughters of America of Wake County, are made honorary pages of the Senate.

Upon motion of Senator Scott, the courtesies of the galleries are extended to the teachers and the students of the Alexander Wilson School of Alamance County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Garner Elementary School of Wake County.

Upon motion of Senator Humphrey, the courtesies of the galleries are extended to the teachers and the students of the Stokesdale School of Guilford County.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 716, a joint resolution honoring the life and memory of John R. Morris who served his State and County with honor, devotion and distinction.

H. R. 735, a joint resolution honoring the life and memory of R. Jennings White, who rendered his county of Northampton, State of North Carolina, and the Nation service with honor and distinction.

S. B. 228, an act to amend Article 2 of Chapter 90 of the General Statutes of North Carolina relating to the practice of dentistry.

H. B. 423, an act to revise, reorganize and amend the charter of the city of Goldsboro, North Carolina.

H. B. 551, an act to fix the compensation of jurors and court officers in Johnston County.

H. B. 563, an act to provide for the listing of dogs and a kennel tax in Pasquotank County.

H. B. 614, an act rewriting Section 1 of Chapter 771, Session Laws of 1957, so as to fix the corporate limits of the town of Bethel in Pitt County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Jordan, for the Committee on Constitution:

H. B. 29, a bill to amend Section 5 of Article II of the Constitution of North Carolina for the purpose of providing an automatic reapportionment of the members of the House of Representatives of the General Assembly of North Carolina, with a favorable report.

By Senator King, for the Committee on Counties, Cities and Towns:

S. B. 303, a bill to abolish the office of county treasurer of Gaston County, with a favorable report.

H. B. 401, a bill to give the sheriff of Richmond County the care, custody and control of the jail of said county; to provide for the appointment of certain deputy sheriffs and fix their compensation, and to provide certain allowances for the maintenance and operation of the office of sheriff of Richmond County, and to fix the compensation of the clerk of the Superior Court for his service as juvenile judge, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

H. B. 635, a bill to provide for the exercise of the powers of police officers beyond the corporate limits of the town of Beulaville in Duplin County, with a favorable report.

H. B. 638, a bill to amend General Statutes 14-335 relating to the punishment for public drunkenness in Orange County, with a favorable report.

By Senator Bell, for the Committee on Judiciary No. 1:

S. B. 129, a bill to amend Chapter 24 of the General Statutes so as to authorize corporations to pay any rate of interest agreed upon on loans equal to or in excess of Twenty-five Thousand Dollars, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Alford: S. B. 309, a bill to amend Chapter 158 of the General Statutes to authorize the establishment of economic development commissions, and to amend Chapter 153 to authorize the establishment of regional planning commissions, by political subdivisions.

Referred to Committee on Local Government.

By Senator Rutledge: S. R. 310, a joint resolution honoring the memory of Luther Thompson Hartsell, Jr., former State Senator from Cabarrus County.

Upon motion of Senator Rutledge, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Hancock: S. B. 311, a bill to amend General Statutes 160-227.1 authorizing the city of Oxford to regulate the platting and recording of subdivisions of land.

Referred to Committee on Local Government.

By Senator Scott: S. B. 312, a bill to amend General Statutes 115-11 relating to State administration of Federal aid to education.

Referred to Committee on Education.

By Senator Crew: S. B. 313, a bill to authorize the governing body of the town of Weldon in Halifax County to sell and convey certain property owned by the town of Weldon and known as the Community Center Property no longer needed for public use.

Referred to Committee on Counties, Cities and Towns.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 15, a bill to amend Article 15 of Chapter 53 of the General Statutes, so as to repeal the North Carolina Small Loans Act, and to adopt a North Carolina Consumer Finance Act.

Referred to Committee on Banking.

H. B. 253, a bill to amend Chapter 122 of the General Statutes relating to hospitalization of the mentally disordered.

Referred to Committee on Mental Institutions.

H. B. 254, a bill to provide for admission to State hospitals by certificates of physicians.

Referred to Committee on Mental Institutions.

H. R. 769, a joint resolution extending thanks and appreciation to Mr. and Mrs. John A. Kellenberger and others upon the dedication of the Maude Moore Latham Memorial Garden at the Tryon Palace Restoration.

The bill is placed upon the Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 562, a bill to amend Chapter 741 of the Session Laws of 1959, relating to the chairman and members of the board of county commissioners of Union County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 418, a bill to amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law, to provide for the establishment of certain qualifying conditions to promote a closer attachment to the labor force of claimants; to increase benefit payments; to provide for more liberal termination of employers under the law; to provide for the right of appeal by the Commission in certain cases from judgments of Superior Courts; to increase coverage under the Law only to the extent that coverage has been increased under the Federal Unemployment Tax Act; and to further clarify certain provisions of said Chapter, upon third reading.

The bill passes its third reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—48.

The bill is ordered enrolled.

H. B. 224, a bill to amend the North Carolina Drivers' Point System so as to revise the point values for certain offenses; to increase to three years the period during which the maximum number of points can be accumulated; and to provide for consideration of out-of-state convictions in driver point accumulations, upon third reading.

Upon motion of Senator Clark, the motion heretofore lodged by him on May 12, 1961, to reconsider the vote by which the Committee amendment was adopted on May 11, 1961 prevails, and upon his motion said amendment is withdrawn.

Senator Eubank offers an amendment, which fails of adoption.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 290, a bill to amend General Statutes 9-19 relating to exemptions from jury duty.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 291, a bill to amend General Statutes 14-286 relating to giving of false fire alarms and molesting fire alarm systems.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 438, a bill to amend General Statutes 1-153 so as to permit motions to strike to be heard anywhere within a judicial district.

Passes its second and third readings and is ordered enrolled.

H. B. 439, a bill to amend General Statutes 1-578 so as to permit motions to be heard anywhere within a judicial district.

Passes its second and third readings and is ordered enrolled.

H. B. 542, a bill to amend General Statutes 65-13 relating to the removal of graves in the performance of governmental functions by making the Section applicable to the State and its agencies.

Passes its second and third readings and is ordered enrolled.

H. B. 579, a bill to amend General Statutes 1-478 relating to defendant's undertaking for replevy under claim and delivery.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 12 M.

EIGHTY-SIXTH DAY

SENATE CHAMBER,
Thursday, May 18, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Warren of Beaufort, the courtesies of the galleries are extended to the teachers and the students of the Bath School of Beaufort County.

Upon motion of Senator Currie, the courtesies of the galleries are extended to the teachers and the students of the Bragg Town School of Durham County.

Upon motion of Senator Van Landingham, the courtesies of the floor are extended to former Senator George L. Hundley of Davidson County.

Upon motion of Senator Eubank, the courtesies of the lobby are extended to W. T. Batchelor of Pender County.

Upon motion of Senator Davis, the courtesies of the lobby are extended to Marshall Kerfees of Forsyth County.

Upon motion of Senator Cook, the courtesies of the galleries are extended to the teachers and the students of the Granite Falls School of Caldwell County.

Upon motion of Senator Banzet, the courtesies of the floor are extended to former Senator Charles F. Black of Warren County.

Upon motion of Senator Hoyle, the courtesies of the galleries are extended to the teachers and the students of the Goldston School of Chatham County.

Upon motion of Senator Humphrey, the courtesies of the galleries are extended to the teachers and the students of the Lady of Ann Grace School of Guilford County, and Rita K. Ellington of Guilford County is made an honorary page of the Senate.

ELECTION OF READING CLERK OF THE SENATE

The former Reading Clerk of the Senate, W. Eugene Simmons of Edgecombe, having tendered his resignation, it becomes necessary to elect a successor as Reading Clerk of the Senate.

Senator Forsyth places in nomination for Reading Clerk of the Senate LeRoy Clark of Wake County.

Senator Midgett seconds the nomination.

There being no further nominations the roll of the Senate is called.

Those voting for Mr. Clark are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—48.

Mr. Clark having received the unanimous vote of the Senators present is declared duly elected.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 310, a joint resolution honoring the memory of Luther Thompson Hartsell, Jr., former State Senator from Cabarrus County.

S. B. 214, an act to amend General Statutes 163-175 relating to single shot voting so as to make paragraph 6 thereof inapplicable to Stokes County.

S. B. 247, an act to amend General Statutes 153-10 relating to the authority of the county commissioners of Wayne County to interdict certain shows.

H. B. 208, an act to amend General Statutes 15-25.1 so as to authorize the use of search warrants in connection with stimulant drugs.

H. B. 418, an act to amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law, to provide for the establishment of certain qualifying conditions to promote a closer attachment to the labor force of claimants; to increase benefit payments; to provide for more liberal termination of employers under the law; to provide for the right of appeal by the Commission in certain cases from judgments of Superior Courts; to increase coverage under the law only to the extent that coverage has been increased under the Federal Unemployment Tax Act; and to further clarify certain provisions of said Chapter.

H. B. 438, an act to amend General Statutes 1-153 so as to permit motions to strike to be heard anywhere within a judicial district.

H. B. 439, an act to amend General Statutes 1-578 so as to permit motions to be heard anywhere within a judicial district.

H. B. 542, an act to amend General Statutes 65-13 relating to the removal of graves in the performance of governmental functions by making the Section applicable to the State and its agencies.

H. B. 631, an act relating to jail fees in Randolph County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Bell, for the Committee on Judiciary No. 1:

S. B. 114, a bill to make uniform the law with reference to trust receipts and pledges of personal property unaccompanied by possession in the pledgee, with a favorable report.

S. B. 267, a bill to limit the right of members of savings and loan associations to inspect records of the association other than those pertaining to his loan or savings account except as herein provided, with a favorable report.

S. B. 273, a bill to provide that General Statutes 77-14, prohibiting obstruction in streams and drainage ditches, shall apply to Halifax County, with a favorable report.

S. B. 287, a bill to provide for an election in the city of Shelby, North Carolina, upon the question of adopting the city manager form of government, with a favorable report.

S. B. 292, a bill to define the jurisdiction of the law enforcement officers of the city of Hendersonville Board of Alcoholic Control, with a favorable report.

H. B. 216, a bill to amend Article 17A of Chapter 7 of the General Statutes relating to warrants and receipts so as to include Burke County, with an unfavorable report.

H. B. 453, a bill amending and rewriting certain provisions of Chapter 86 of the General Statutes of North Carolina entitled "Barbers," with a favorable report, as amended.

By Senator Clark, for the Committee on Judiciary No. 2:

S. B. 207, a bill to amend General Statutes 28-170 to make it clear that a trustee, guardian, administrator, collector or other personal representative is entitled to commissions upon taxes withheld at the source, with a favorable report, as amended.

S. B. 258, a bill to amend General Statutes 67-27 relating to recovering damages for killing a dog, with a favorable report.

S. B. 304, a bill making Iredell County "Stock Law Territory", with a favorable report.

H. B. 506, a bill validating official acts of notaries public wherein notarial seals do not contain readable impressions of the notaries' names, with a favorable report, as amended.

H. B. 609, a bill to provide for the investment of custodian funds in life insurance, with a favorable report.

By Senator Sumner, for the Committee on Public Utilities:

H. B. 266, a bill to amend Chapter 62 of the General Statutes relating to public utilities, with a favorable report.

By Senator Scott, for the Committee on Education:

S. B. 268, a bill to provide for the more adequate teaching of North Carolina and local history in the public schools, with a favorable report.

Upon motion of Senator Jordan, the bill is re-referred to the Committee on Appropriations.

S. B. 300, a bill to incorporate and establish the Eastern North Carolina School for the Deaf at Wilson, with a favorable report, as amended.

H. B. 470, a bill to amend Chapter 1110 of the Session Laws of 1959 relating to the membership of Perquimans County Board of Education, with a favorable report.

H. B. 573, a bill to require inspection of activity buses used in the transportation of personnel and pupils of the public schools, with a favorable report.

H. B. 589, a bill to repeal Chapter 85 of the Session Laws of 1959 and to amend General Statutes 115-19 relating to the nomination, appointment, and qualifications of members of the Graham County Board of Education and fixing their terms of office, with a favorable report.

H. B. 599, a bill to amend Chapter 223, Public-Local Laws of 1937 relating to the compensation of the members of the board of education of Edgecombe County, with a favorable report.

H. B. 625, a bill to authorize the Currituck County Board of Education to transfer to and make available to Poplar Branch Home Demonstration Club a wooden building no longer needed for school purposes, with a favorable report.

H. B. 651, a bill to appoint a member of the board of education of Davie County to replace S. W. Furches, now deceased, with a favorable report.

H. B. 669, a bill to provide for appointment of members of the High Point City Board of Education, with a favorable report.

Upon motion of Senator Scott, the bill is placed upon the Calendar for Wednesday, May 24, 1961.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Sumner, Rutledge and Midgett: S. R. 314, a joint resolution requesting the Congress of the United States to propose to the people an amendment to the United States Constitution, or to call a convention for such purpose.

Referred to Committee on Interstate and Federal Relations.

By Senator Whitmire: S. B. 315, a bill to establish an endowment fund for the public schools of the State which shall consist of and be maintained by voluntary contributions and to provide for the administration of such fund.

Referred to Committee on Education.

By Senators Humber, Banzet, Hamilton, Scott, Aydlett, Winslow, Burrow, Johnson, Winkler, Clayton, Warren of Sampson, Eubank, Alford, Royall, Shelton, Gentry, Cook, Hollowell, Thomas of Union, Jordan, Whitley, Whitmire, Midgett, Moore, Thomas of Hoke, Kesler, King, Brock, Clark, McGeachy, Crew, Stone, Sumner, White, Rutledge and Rhyné: S. B. 316, a bill to establish a State Planning and Development Commission.

Referred to Committee on Appropriations.

By Senator Shelton: S. B. 317, a bill to continue the existence of the North Carolina Grain Commission created by Joint Resolution 65 of the 1959 Session of the General Assembly, and to appropriate funds to said Commission.

Referred to Committee on Agriculture.

By Senator Shelton: S. B. 318, a bill to prohibit the taking of game from public highways in Edgecombe County.

Referred to Committee on Wildlife.

By Senator Currie: S. B. 319, a bill appropriating funds for the maintenance and operation of the Bennett Place State Historic Site.

Referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 690, a bill to authorize the county commissioners of Cumberland County to convey property to the State or its agencies.

Referred to Committee on Local Government.

H. B. 694, a bill to amend Chapter 1213 of the Session Laws of 1953, which amends General Statutes 14-269, relating to the disposition of confiscated pistols or guns in Halifax County so as to authorize the sale of confiscated shotguns.

Referred to Committee on Counties, Cities and Towns.

H. B. 709, a bill authorizing the towns of La Grange and Pink Hill to use the Lenoir County loose-leaf registration system for the registration of voters and acceptance of registration applications.

Referred to Committee on Election Laws and Legislative Representation.

H. B. 732, a bill to amend Chapter 57 of the Session Laws of 1959 relating to the letting of public contracts for school construction purposes in Brunswick County.

Referred to Committee on Judiciary No. 2.

H. B. 684, a bill requiring that all deeds, deeds of trust and mortgages on real estate accepted for probate and registration in Macon County shall show thereon the name of the draftsman and the source of the title.

Referred to Committee on Judiciary No. 1.

H. B. 688, a bill to permit professional bondsmen who are officers of a duly authorized life saving and rescue squad to serve also as deputy sheriffs.

Referred to Committee on Judiciary No. 2.

H. B. 774, a bill to amend Chapter 666 of the Session Laws of 1959 relating to the Industrial Development Commission of Martin County and its expenditure of gifts.

Upon motion of Senator Midgett, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. R. 794, a joint resolution expressing appreciation for the hospitality of Major General Ralph K. Rottet, Commanding Officer of the Second Marine Aircraft Wing, Brigadier General Frank C. Tharin, Commanding Officer of the United States Marine Corps Air Station, Cherry Point, and the men of their command.

Upon motion of Senator White, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 303, a bill to abolish the office of county treasurer of Gaston County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 401, a bill to give the sheriff of Richmond County the care, custody and control of the jail of said county; to provide for the appointment of certain deputy sheriffs and fix their compensation, and to provide certain allowances for the maintenance and operation of the office of sheriff of Richmond County, and to fix the compensation of the clerk of the Superior Court for his services as juvenile judge.

Upon motion of Senator King, action on the bill is postponed until Tuesday, May 23, 1961.

H. B. 635, a bill to provide for the exercise of the powers of police officers beyond the corporate limits of the town of Beulaville in Duplin County.

Passes its second and third readings and is ordered enrolled.

H. B. 638, a bill to amend General Statutes 14-335 relating to the punishment for public drunkenness in Orange County.

Passes its second and third readings and is ordered enrolled.

H. B. 29, a bill to amend Section 5 of Article II of the Constitution of North Carolina for the purpose of providing an automatic reapportionment of the members of the House of Representatives of the General Assembly of North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 50, noes 0, as follows: 50

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—50.

The bill passes its third reading by roll call vote, ayes 50, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—50.

The bill is ordered enrolled.

S. B. 129, a bill to amend Chapter 24 of the General Statutes so as to authorize corporations to pay any rate of interest agreed upon on loans equal to or in excess of twenty-five thousand dollars.

Upon motion of Senator Crew, action on the bill is postponed until Wednesday, May 24, 1961.

H. R. 769, a joint resolution extending thanks and appreciation to Mr. and Mrs. John A. Kellenberger and others upon the dedication of the Maude Moore Latham Memorial Garden at the Tryon Palace Restoration.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 11 o'clock.

EIGHTY-SEVENTH DAY

SENATE CHAMBER,
Friday, May 19, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Miss Nancy Anne Fleming, Miss America of 1961, and to Miss Anne Herring, Miss North Carolina for 1961, of Forsyth County.

Upon motion of Senator Cook, the courtesies of the lobby are extended to Judge and Mrs. James Farthing of Caldwell County and their daughter, Miss Bonnie Lathan Farthing, is made an honorary page of the Senate.

Upon motion of Senator Hollowell, the courtesies of the galleries are extended to the teachers and the students of the Brogden School of Caldwell County.

Upon motion of Senator Stikeleather, the courtesies of the lobby are extended to Landin Roberts of Buncombe County.

Upon motion of Senator Humber, the courtesies of the galleries are extended to the teachers and the students of the Fountain School of Pitt County.

Upon motion of Senator Hancock, the courtesies of the lobby are extended to Mr. Reg Harris, Jr., of Surry County.

Upon motion of Senator Alford, the courtesies of the lobby are extended to James Pierce and Richard Cutchins of Nash County.

Upon motion of Senator Van Landingham, the courtesies of the galleries are extended to the teachers and the students of the Thomasville School of Davidson County.

Upon motion of Senator Sumner, the courtesies of the lobby are extended to O. Z. Morgan, father of Senator Morgan of Cleveland County.

Upon motion of Senator Whitmire, the courtesies of the lobby are extended to Ernest Messer of Haywood County.

Upon motion of Senator Clark, the courtesies of the galleries are extended to the teachers and the students of the Hickory Grove School of Bladen County.

Upon motion of Senator Stikeleather, the courtesies of the floor are extended to former Senator Jack Shuford of Buncombe County.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 769, a joint resolution extending thanks and appreciation to Mr. and Mrs. John A. Kellenberger and others upon the dedication of the Maude Moore Latham Memorial Garden at the Tryon Palace Restoration.

H. R. 794, a joint resolution expressing appreciation for the hospitality of Major General Ralph K. Rottet, Commanding Officer of the Second Marine Aircraft Wing, Brigadier General Frank C. Tharin, Commanding Officer of the United States Marine Corps Air Station, Cherry Point, and the men of their command.

H. B. 29, an act to amend Section 5 of Article II of the Constitution of North Carolina for the purpose of providing an automatic reapportionment of the members of the House of Representatives of the General Assembly of North Carolina.

H. B. 224, an act to amend the North Carolina Drivers' Point System so as to revise the point values for certain offenses; to increase to three years the period during which the maximum number of points can be accumulated; and to provide for consideration of out-of-state convictions in driver point accumulations.

H. B. 562, an act to amend Chapter 741 of the Session Laws of 1959 relating to the chairman and members of the board of county commissioners of Union County.

H. B. 579, an act to amend General Statutes 1-478 relating to defendant's undertaking for replevy under claim and delivery.

H. B. 635, an act to provide for the exercise of the powers of police officers beyond the corporate limits of the town of Beulaville in Duplin County.

H. B. 638, an act to amend General Statutes 14-335 relating to the punishment for public drunkenness in Orange County.

H. B. 774, an act to amend Chapter 666 of the Session Laws of 1959 relating to the industrial development commission of Martin County and its expenditure of gifts.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Kesler, for the Committee on Courts and Judicial Districts: S. B. 295, a bill to amend S. B. 55, 1961 Session of the North Carolina General Assembly, ratified the 3rd day of March, 1961, relating to the appointment, compensation, and duties of a court reporter for the Fourth Judicial District, with a favorable report.

H. B. 624, a bill to amend General Statutes 7-70 so as to add a one week term to the Superior Court schedule in Person County, with a favorable report.

H. B. 627, a bill to allow the governing body of the city of Reidsville to fix and determine the salary of the recorder and the solicitor of the Reidsville Recorder's Court, with a favorable report.

By Senator Currie, for the Committee on Election Laws and Legislative Representation:

S. B. 194, a bill to amend Chapter 163 of the General Statutes relating to the purchase of voting machines by counties through State aid, with an unfavorable report.

S. B. 260, a bill to exempt Watauga County from the General Primary Laws of the State insofar as they apply to nomination of Democratic candidates for the General Assembly and county offices and to provide for the nomination of such candidates in convention, with a favorable report.

H. B. 537, a bill to remove Cherokee County from the operation of the Statewide primary law as to nominating Republican candidates for county offices and members of the General Assembly, with a favorable report.

H. B. 565, a bill to amend General Statutes 163-84 to require registrars to report by telephone or otherwise the precinct vote to the county board of elections upon completion of the counting in all primaries and elections, with a favorable report.

By Senator Humphrey, for the Committee on Insurance:

S. B. 242, a bill to amend General Statutes 58-250.1, relating to notice to the insured as to the effect of misrepresentations and omission of information in application for hospitalization insurance policies and right of such person to return the policy and receive a full refund of premium, with a favorable report, as amended.

S. B. 250, a bill to rewrite Article 14 of Chapter 58 of the General Statutes of North Carolina relating to real estate title insurance companies, with a favorable report, as amended.

H. B. 649, a bill to amend General Statutes 116-23.1, sub-Section (d) relating to the publication of notice of unclaimed funds held by insurance companies before such funds escheat to the University of North Carolina, with a favorable report.

By Senator Alford, for the Committee on Local Government:

S. B. 274, a bill to authorize the board of county commissioners of Mecklenburg County and the city council of the city of Charlotte to appropriate funds from sources other than taxation to the North Carolina Department of Conservation and Development to aid in the payment of the expense of the International Trade Fair to be held in Charlotte and Mecklenburg County, with a favorable report.

S. B. 296, a bill to amend Chapter 1093 of the 1949 Session Laws of North Carolina relating to the city court of Raleigh, with a favorable report.

S. B. 301, a bill to continue the incorporation of the town of Garner and to revise, amend and consolidate the statutes that constitute the charter of the town of Garner, with a favorable report.

S. B. 309, a bill to amend Chapter 158 of the General Statutes to authorize the establishment of Economic Development Commissions, and to amend Chapter 153 to authorize the establishment of Regional Planning Commissions, by political subdivisions, with a favorable report.

S. B. 311, a bill to amend General Statutes 160-227.1 authorizing the city of Oxford to regulate the platting and recording of subdivisions of land, with a favorable report.

H. B. 538, a bill to extend the jurisdiction of police officers of the town of Aberdeen in Moore County, with a favorable report.

H. B. 570, a bill to amend the charter of the town of Gibsonville, with a favorable report.

H. B. 661, a bill to authorize the board of county commissioners of Cumberland County to fix the number of salaried deputy sheriffs to be appointed in Cumberland County, with a favorable report.

By Senator Moore, for the Committee on Public Roads:

H. B. 543, a bill to authorize the State Highway Commission to insure ferries owned and operated by said Commission, with a favorable report.

By Senator Forsyth, for the Committee on Salaries and Fees:

S. B. 90, a bill to amend Chapter 885 of the Session Laws of 1959 relating to the compensation of certain officials and employees of Randolph County, with a favorable report.

H. B. 587, a bill to fix the compensation of the commissioners of the town of Carthage, with a favorable report.

H. B. 641, a bill to authorize the board of county commissioners of Pitt County to fix the number of salaried county employees, to fix the compensation of county officials and employees, to fix the fees of county officers, to give permissive power to increase the travel allowance of jurors not in excess of seven cents a mile, and to fix the compensation of the members of the board of county commissioners of Pitt County, with a favorable report.

H. B. 662, a bill to fix the compensation relating to jurors in Cumberland County, with a favorable report.

H. B. 675, a bill to amend H. B. 217, ratified April 5, 1961, relating to travel expense allowance for the board of education of Halifax County, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Stone, Gentry and Banzet: S. B. 320, a bill to require that the interest on the monthly balance of State Highway funds be paid into the Highway Fund of the State.

Referred to Committee on State Government.

By Senator Roberts: S. B. 321, a bill to amend General Statutes 163-15 relating to the appointment of registrars and judges of elections.

Referred to Committee on Election Laws and Legislative Representation.

By Senator Jordan: S. R. 322, a joint resolution authorizing the Governor to appoint a commission to study and make recommendations for the development, growth and advancement of small business enterprises in North Carolina.

Referred to Committee on State Government.

By Senator Stikeleather: S. B. 323, a bill to amend General Statutes 143-283.5 relating to allocations from the Contingency and Emergency Fund to the North Carolina Commission on Employing the Physically Handicapped.

Referred to Committee on Appropriations.

By Senator Morgan: S. B. 324, a bill to authorize the board of county commissioners of Cleveland County to levy taxes for certain special purposes.

Referred to Committee on Finance.

By Senators King and Rhyne: S. B. 325, a bill to amend General Statutes 58-254.8 with reference to certain kinds of security for payment of debts.

Referred to Committee on Judiciary No. 2.

By Senator Van Landingham: S. B. 326, a bill to amend General Statutes 14-335 relating to the punishment for public drunkenness in Davidson County.

Referred to Committee on Judiciary No. 2.

By Senator Jordan: S. B. 327, a bill to amend General Statutes 44-43 so as to provide for perfection of liens by filing claim with the receiver in certain cases.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 634, a bill to amend General Statutes 105-422, regarding the refund of tax sales certificates, so as to exclude Davie County.

Referred to Committee on Finance.

H. B. 652, a bill relating to the compensation of certain officials in Gates County.

Referred to Committee on Salaries and Fees.

H. B. 653, a bill relating to the fees of the register of deeds of Gates County.

Referred to Committee on Salaries and Fees.

H. B. 677, a bill to create a law enforcement officers' relief fund for the Peace Officers Association of Bladen County.

Referred to Committee on Counties, Cities and Towns.

H. B. 710, a bill relating to the election of the mayor and members of the board of town commissioners of Benson in Johnston County.

Referred to Committee on Counties, Cities and Towns.

H. B. 723, a bill to extend the jurisdiction of police officers of the town of Weaverville in Buncombe County.

Referred to Committee on Local Government.

H. R. 808, a joint resolution commemorating the 186th anniversary of the signing of the Mecklenburg Declaration of Independence.

The resolution is placed upon the Calendar.

H. R. 803, a joint resolution expressing appreciation for the hospitality of the Chamber of Commerce of Smithfield, North Carolina, on May 10, 1961.

The resolution is placed upon the Calendar.

H. B. 727, a bill to authorize the county board of education of Yadkin County to sell certain real property at private sale.

Referred to Committee on Education.

House Committee Substitute bill for S. B. 158, a bill relating to the authority of the county commissioners of Bladen County to fix the salaries of county officials of said county.

Upon motion of Senator Clark, the rules the suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 273, a bill to provide that General Statutes 77-14, prohibiting obstruction in streams and drainage ditches, shall apply to Halifax County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 287, a bill to provide for an election in the city of Shelby, North Carolina, upon the question of adopting the city manager form of government.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 292, a bill to define the jurisdiction of the law enforcement officers of the city of Hendersonville Board of Alcoholic Control.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 304, a bill making Iredell County "Stock Law Territory".

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 470, a bill to amend Chapter 1110 of the Session Laws of 1959 relating to the membership of Perquimans County Board of Education.

Passes its second and third readings and is ordered enrolled.

H. B. 589, a bill to repeal Chapter 85 of the Session Laws of 1959 and to amend General Statutes 115-19 relating to the nomination, appointment and qualifications of members of the Graham County Board of Education and fixing their terms of office.

Passes its second and third readings and is ordered enrolled.

H. B. 599, a bill to amend Chapter 223, Public-Local Laws of 1937, relating to the compensation of the members of the board of education of Edgecombe County.

Passes its second and third readings and is ordered enrolled.

H. B. 625, a bill to authorize the Currituck County Board of Education to transfer to and make available to Poplar Branch Home Demonstration Club a wooden building no longer needed for school purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 651, a bill to appoint a member of the board of education of Davie County to replace S. W. Furches, now deceased.

Passes its second and third readings and is ordered enrolled.

H. B. 453, a bill amending and rewriting certain provisions of Chapter 86 of the General Statutes of North Carolina entitled "Barbers".

Upon motion of Senator Bell, action on the bill is postponed until Thursday, May 25, 1961.

S. B. 114, a bill to make uniform the law with reference to trust receipts and pledges of personal property unaccompanied by possession in the pledgee.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 207, a bill to amend General Statutes 28-170 to make it clear that a trustee, guardian, administrator, collector or other personal representative is entitled to commissions upon taxes withheld at the source.

Upon motion of Senator Currie, action on the bill is postponed until Tuesday, May 23, 1961.

S. B. 258, a bill to amend General Statutes 67-27 relating to recovering damages for killing a dog.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 267, a bill to limit the right of members of savings and loan associations to inspect records of the association other than those pertaining to his loan or savings account except as herein provided.

Upon motion of Senator Bell, the bill is re-referred to the Committee on Judiciary No. 2.

S. B. 300, a bill to incorporate and establish the Eastern North Carolina School for the Deaf at Wilson.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 266, a bill to amend Chapter 62 of the General Statutes relating to public utilities.

Passes its second and third readings and is ordered enrolled.

H. B. 506, a bill validating official acts of notaries public wherein notarial seals do not contain readable impressions of the notaries' names.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 573, a bill to require inspection of activity buses used in the transportation of personnel and pupils of the public schools.

Passes its second and third readings and is ordered enrolled.

H. B. 609, a bill to provide for the investment of custodian funds in life insurance.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

EIGHTY-EIGHTH DAY

SENATE CHAMBER,
Saturday, May 20, 1961.

The Senate meets pursuant to adjournment, and in the absence of Lieutenant Governor H. Cloyd Philpott and President pro tempore Lunsford Crew, the Principal Clerk S. Ray Byerly calls Senator Jordan to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Crew, the Senate adjourns to meet Monday at 8 o'clock.

EIGHTY-NINTH DAY

SENATE CHAMBER,
Monday, May 22, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Shelton, the courtesies of the floor are extended to former Senator Cameron Weeks and the courtesies of the lobby to Mrs. Cameron Weeks of Edgecombe County.

Upon motion of Senator Stone, the courtesies of the lobby are extended to Mr. Ben Trotter of Rockingham County.

Upon motion of Senator Humphrey, the courtesies of the lobby are extended to Mr. Harry Caldwell of Guilford County.

Upon motion of Senator Whitley, the courtesies of the lobby are extended to B. J. Tucker of Johnston County.

Upon motion of Senator Hollowell, the courtesies of the lobby are extended to M. A. Leopold of Mecklenburg County.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Mr. H. A. Smith of Wake County and Frank Andrew Smith and Harold Douglass Smith, sons of Mr. and Mrs. Smith are made honorary pages of the Senate.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to nineteen students of the State School for the Blind of Wake County.

Upon motion of Senator White, the courtesies of the lobby are extended to Miss Ellen Whitaker and Mr. Henry Helms of Wake County.

The Chair extends leave of absence to Senator Banzet for tonight and to Senator Crew for tomorrow, Tuesday, May 23, 1961.

OATH OF OFFICE

Mr. LeRoy Clark having been heretofore elected as Reading Clerk of the Senate by unanimous vote of the Senators present takes the prescribed oath of office, which is administered by Lieutenant Governor H. Cloyd Philpott.

"Do you, solemnly and sincerely swear that you will support the Constitution of the United States. So help you God?"

"Do you solemnly and sincerely swear that you will be faithful and bear true allegiance to the State of North Carolina, and the Constitutional powers which are or may be established for the government thereof; and will you endeavor to support, maintain and defend the Constitution of said State not inconsistent with the Constitution of the United States to the best of your knowledge and ability. Do you solemnly and sincerely swear that you will faithfully discharge your duties as Reading Clerk of the State of North Carolina. So help you God?"

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives.

S. B. 300, a bill to incorporate and establish the Eastern North Carolina School for the Deaf at Wilson.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Alford, for the Committee on Local Government:

H. B. 509, a bill to amend General Statutes 160-181.2 relating to municipal zoning authority, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Bell: S. B. 328, a bill relating to leasing of the county home facilities of Mecklenburg County.

Referred to Committee on Local Government.

By Senators King and Burrow: S. B. 329, a bill to amend the Workmen's Compensation Act relating to the definition of hernia.

Referred to Committee on Judiciary No. 2.

By Senator Eagles: S. B. 330, a bill relating to the appointment and terms of office of the members of the city of Wilson Board of Adjustment.

Referred to Committee on Local Government.

By Senator Eagles: S. B. 331, a bill to amend Chapter 1316 of the Session Laws of 1955 and to provide for the establishment of precincts for newly annexed property of the city of Wilson.

Referred to Committee on Local Government.

By Senator Eagles: S. B. 332, a bill relating to the appointment and terms of office of members of the city of Wilson Planning Board.

Referred to Committee on Local Government.

By Senator Eagles: S. B. 333, a bill relating to the appointment and terms of office of the city of Wilson Recreation Commission.

Referred to Committee on Local Government.

By Senator Eagles: S. B. 334, a bill relating to the appointment and terms of office of members of the city of Wilson Board of Appeals for Airport Zoning.

Referred to Committee on Local Government.

By Senators Whitmire, Forsyth, Sumner, Clayton, Roberts, Winkler, Bell, Crew, Cook, Davis, Humphrey, Stikeleather, Humber and Hancock: S. R. 335, a joint resolution recognizing the Flat Rock Playhouse at Flat Rock, North Carolina, as the State Theater of North Carolina.

Referred to Committee on Education.

By Senators White, Morgan and Davis: S. B. 336, a bill providing for the perpetual preservation of the Legislative Chambers in the present Capitol Building and to provide for the future use and custodial care thereof.

Referred to Committee on Conservation and Development.

By Senator Morgan: S. B. 337, a bill to validate the election and official acts of the mayor and commissioners of the town of Grover, a municipal corporation in Cleveland County, elected at the municipal election in May, 1961.

Referred to Committee on Local Government.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 399, a bill to authorize the sheriff of Henderson County to appoint and fix the compensation of two additional deputy sheriffs.

Referred to Committee on Salaries and Fees.

H. B. 665, a bill to incorporate the town of Crouse in Lincoln County.

Referred to Committee on Counties, Cities and Towns.

H. B. 436, a bill to amend General Statutes 7-70.2, relating to the drawing of the grand jury and petit jurors for terms of Superior Court in cities other than county seats.

Referred to Committee on Courts and Judicial Districts.

H. B. 510, a bill to amend General Statutes 160-173 relating to mandatory re-zoning by municipalities at intersections.

Referred to Committee on Counties, Cities and Towns.

H. B. 545, a bill to amend the motor vehicle laws of North Carolina to enable the Commissioner of Motor Vehicles on behalf of the State of North Carolina to enter into reciprocity agreements with other jurisdictions with regard to the registration and licensing of motor vehicles.

Referred to Committee on Public Roads.

H. B. 642, a bill to amend Chapter 593 of the Session Laws of 1951 with regard to powers and duties of the Tar River Port Commission.

Referred to Committee on Conservation and Development.

H. B. 666, a bill to amend Chapter 144, Public Local and Private Laws of 1937 relating to compensation and qualifications of members of the Civil Service Commission of the city of High Point.

Referred to Committee on Counties, Cities and Towns.

H. B. 667, a bill to amend General Statutes 118-7 to require the trustees to make deposits of sums in excess of fifteen thousand dollars to the custodian of the Firemen's pension and Disability Fund in the city of High Point.

Referred to Committee on Counties, Cities and Towns.

H. B. 668, a bill to amend Chapter 680, Session Laws of 1959 relating to Firemen's Pension and Disability Fund in the city of High Point.

Referred to Committee on Counties, Cities and Towns.

H. B. 672, a bill to authorize the county commissioners of Hyde County to levy a special tax to meet the expense of revaluation of property for ad valorem tax purposes.

Referred to Committee on Finance.

H. B. 673, a bill to authorize the county commissioners of Hyde County to levy a special tax for the enlarging of the Hyde County Courthouse.

Referred to Committee on Finance.

H. B. 679, a bill to amend Chapter 229, Session Laws of 1957, relating to fees for jail operation in Vance County.

Referred to Committee on Salaries and Fees.

H. B. 676, a bill to amend General Statutes 153-266.22, as the same appears in the 1959 Supplement, relating to zoning ordinances and regulations.

Referred to Committee on Local Government.

H. B. 685, a bill to amend Article 51 of Chapter 14 of the General Statutes relating to the protection of athletic contests.

Referred to Committee on Judiciary No. 2.

H. B. 680, a bill to amend General Statutes 151-4 as it relates to the compensation of the constable of Henderson Township in Vance County.

Referred to Committee on Salaries and Fees.

H. B. 687, a bill to amend Chapter 1136, Session Laws of 1957 relating to the salary of the clerk of Superior Court of Guilford County.

Referred to Committee on Salaries and Fees.

H. B. 697, a bill to amend Chapter 1006 of the 1959 Session Laws relating to zoning ordinances in areas outside the zoning jurisdiction of municipalities so as to make the same applicable to Martin County.

Referred to Committee on Local Government.

H. B. 698, a bill to amend Chapter 1007 of the 1959 Session Laws relating to regulation of subdivisions so as to make the same applicable to Martin County.

Referred to Committee on Local Government.

H. B. 700, a bill to amend Chapter 204 of the Private Laws of 1915 and Chapter 1066 of the Session Laws of 1953 relating to the charter of the town of Richfield in Stanly County.

Referred to Committee on Counties, Cities and Towns.

H. B. 701, a bill authorizing the town of Scotland Neck to render maintenance services on cemetery driveways which are owned by local churches.

Referred to Committee on Counties, Cities and Towns.

H. B. 706, a bill fixing the fees to be charged by the register of deeds of Jones County.

Referred to Committee on Salaries and Fees.

H. B. 708, a bill to provide for an election in the community of Wanchese on the question of creating the Wanchese Community Center District and for the levy and collection of an ad valorem tax for repair, maintenance, operation, etc., of a Community Center Building.

Referred to Committee on Finance.

H. B. 718, a bill to amend Chapter 265 of the 1959 Session Laws relating to the meeting of the county board of equalization and review of Alamance County.

Referred to Committee on Local Government.

H. B. 728, a bill to amend Chapter 402 of the 1953 Session Laws relating to the sources of revenue for the peace officers' relief fund of Martin, Tyrrell and Washington Counties.

Referred to Committee on Finance.

H. B. 729, a bill to amend Chapter 212, Session Laws of 1959, relating to authorization of counties to call elections on the question of levying taxes for industrial development purposes, making the same apply to Harnett County as modified.

Referred to Committee on Finance.

H. B. 730, a bill to authorize the board of county commissioners of Harnett County to appoint two additional rural law enforcement officers.

Referred to Committee on Local Government.

H. B. 731, a bill regulating the fees to be charged by justices of the peace in Onslow County.

Referred to Committee on Salaries and Fees.

H. B. 736, a bill to authorize the board of county commissioners of Union County to fix the compensation of Superior Court jurors.

Referred to Committee on Salaries and Fees.

H. B. 737, a bill relating to the drawing of jurors in Union County.

Referred to Committee on Local Government.

H. B. 742, a bill designating the register of deeds of Person County as county purchasing agent and increasing the salary of the register of deeds of Person County.

Referred to Committee on Salaries and Fees.

H. B. 748, a bill to amend General Statutes 152-5 relating to the compensation of the coroner of Graham County.

Referred to Committee on Salaries and Fees.

H. B. 750, a bill to amend General Statutes 153-266.22 making Article 20B of Chapter 153 of the General Statutes applicable to Onslow County.

Referred to Committee on Judiciary No. 1.

H. B. 755, a bill to fix the compensation of the board of county commissioners of Onslow County.

Referred to Committee on Salaries and Fees.

H. B. 765, a bill relating to the punishment for public drunkenness in Buncombe County.

Referred to Committee on Judiciary No. 2.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 301, a bill to continue the incorporation of the town of Garner and to revise, amend and consolidate the Statutes that constitute the charter of the town of Garner, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Bell, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler—46.

S. B. 90, a bill to amend Chapter 885 of the Session Laws of 1959 relating to the compensation of certain officials and employees of Randolph County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 260, a bill to exempt Watauga County from the General Primary Laws of the State insofar as they apply to nomination of Democratic Candidates for the General Assembly and county offices and to provide for the nomination of such candidates in convention.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 274, a bill to authorize the board of county commissioners of Mecklenburg County and the city council of the city of Charlotte to appropriate funds from sources other than taxation to the North Carolina Department of Conservation and Development to aid in the payment of the expense of the International Trade Fair to be held in Charlotte and Mecklenburg County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 295, a bill to amend S. B. 55, 1961 Session of the North Carolina General Assembly, ratified the 3rd day of March, 1961, relating to the appointment, compensation, and duties of a court reporter for the Fourth Judicial District.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 296, a bill to amend Chapter 1093 of the 1949 Session Laws of North Carolina relating to the city court of Raleigh.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 311, a bill to amend General Statutes 160-227.1 authorizing the city of Oxford to regulate the platting and recording of subdivisions of land.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 537, a bill to remove Cherokee County from the operation of the State-wide Primary Law as to nominating Republican candidates for county offices and members of the General Assembly.

Passes its second and third readings and is ordered enrolled.

H. B. 538, a bill to extend the jurisdiction of police officers of the town of Aberdeen in Moore County.

Passes its second and third readings and is ordered enrolled.

H. B. 570, a bill to amend the charter of the town of Gibsonville.

Passes its second and third readings and is ordered enrolled.

H. B. 587, a bill to fix the compensation of the commissioners of the town of Carthage.

Passes its second and third readings and is ordered enrolled.

H. B. 624, a bill to amend General Statutes 7-70 so as to add a one week term to the Superior Court schedule in Person County.

Passes its second and third readings and is ordered enrolled.

H. B. 627, a bill to allow the governing body of the city of Reidsville to fix and determine the salary of the recorder and the solicitor of the Reidsville Recorder's Court.

Passes its second and third readings and is ordered enrolled.

H. B. 641, a bill to authorize the board of county commissioners of Pitt County to fix the number of salaried county employees, to fix the compensation of county officials and employees, to fix the fees of county officers, to give permissive power to increase the travel allowance of jurors not in excess of seven cents a mile, and to fix the compensation of the members of the board of county commissioners of Pitt County.

Passes its second and third readings and is ordered enrolled.

H. B. 661, a bill to authorize the board of county commissioners of Cumberland County to fix the number of salaried deputy sheriffs to be appointed in Cumberland County.

Passes its second and third readings and is ordered enrolled.

H. B. 662, a bill to fix the compensation relating to jurors in Cumberland County.

Passes its second and third readings and is ordered enrolled.

H. B. 675, a bill to amend H. B. 217, ratified April 5, 1961, relating to travel expense allowance for the board of education of Halifax County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 250, a bill to rewrite Article 14 of Chapter 58 of the General Statutes of North Carolina relating to Real Estate Title Insurance Companies.

Upon motion of Senator Humphrey, action on the bill is postponed until Thursday, May 25, 1961.

S. B. 309, a bill to amend Chapter 158 of the General Statutes to authorize the establishment of Economic Development Commissions, and to amend Chapter 153 to authorize the establishment of Regional Planning Commissions, by political subdivisions, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Bell, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hollowell, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitmire, Winkler—42.

S. B. 242, a bill to amend General Statutes 58-250.1, relating to notice to the insured as to the effect of misrepresentations and omissions of information in application for hospitalization insurance policies and right of such person to return the policy and receive a full refund of premium.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 543, a bill to authorize the State Highway Commission to insure ferries owned and operated by said Commission.

Passes its second and third readings and is ordered enrolled.

H. B. 565, a bill to amend General Statutes 163-84 to require registrars to report by telephone or otherwise the precinct vote to the county board of elections upon completion of the counting in all primaries and elections.

Passes its second and third readings and is ordered enrolled.

H. B. 649, a bill to amend General Statutes 116-23.1, sub-Section (d) relating to the publication of notice of unclaimed funds held by insurance companies before such funds escheat to the University of North Carolina.

Passes its second and third readings and is ordered enrolled.

H. R. 803, a joint resolution expressing appreciation for the hospitality of the Chamber of Commerce of Smithfield, North Carolina, on May 10, 1961.

Passes its second and third readings and is ordered enrolled.

H. R. 808, a joint resolution commemorating the 186th Anniversary of the signing of the Mecklenburg Declaration of Independence.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 12 M.

NINETIETH DAY

SENATE CHAMBER,
Tuesday, May 23, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Effie Green School of Wake County.

Upon motion of Senator Warren of Sampson, the courtesies of the galleries are extended to Mrs. N. N. Ellis of Sampson County.

Upon motion of Senator McGeachy, the courtesies of the lobby are extended to John Brown of Cumberland County.

Upon motion of Senator Humphrey, the courtesies of the galleries are extended to the teachers and the students of the Murphy School of Guilford County.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Robert Scott of Alamance County, nephew of Senator Scott of Alamance County.

Upon motion of Senator Humphrey, the courtesies of the floor are extended to former Representative Thomas Turner of Guilford County.

Upon motion of Senator King, the courtesies of the lobby are extended to Mr. Joe Cox of Scotland County.

Upon motion of Senator Moore, the courtesies of the galleries are extended to the teachers and the students of the St. Pauls Graded School of Robeson County.

Upon motion of Senator McGeachy, the courtesies of the lobby are extended to Mrs. Stewart and Mrs. Hood of Cumberland County and Mary Stewart and Elizabeth Hood are made honorary pages of the Senate.

Upon motion of Senator Thomas of Union, the courtesies of the floor are extended to former Senator Staton Williams of Stanly County.

The Chair grants leave of absence to Senator Whitley for tomorrow, May 24, 1961.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 154, an act to amend Articles II, III and XIV of the Constitution of North Carolina with respect to succession to elective State Executive Offices, the appointment of acting officers in certain instances, the determination of the incapacity of elected State Executive Officers to perform the duties of their offices, and fixing a permanent seat of government.

S. B. 158, an act relating to the authority of the county commissioners of Bladen County to fix the salaries of county officials of said county.

S. B. 235, an act to amend General Statutes 160-453.24, relating to the extension of corporate limits in Edgecombe and Nash Counties.

S. B. 252, an act to amend Chapter 75A of the General Statutes pertaining to the renewal of certificates of number of commercial fishing boats.

S. B. 261, an act to authorize and empower Blowing Rock, Boone and Watauga County to jointly establish and maintain an airport and to create the Watauga Airport Commission.

S. B. 288, an act to amend the charter of the town of Rhodhiss in the counties of Burke and Caldwell.

H. B. 266, an act to amend Chapter 62 of the General Statutes relating to public utilities.

H. B. 470, an act to amend Chapter 1110 of the Session Laws of 1959 relating to the membership of Perquimans County Board of Education.

H. B. 573, an act to require inspection of activity buses used in the transportation of personnel and pupils of the public schools.

H. B. 589, an act to repeal Chapter 85 of the Session Laws of 1959 and to amend General Statutes 115-19 relating to the nomination, appointment, and qualifications of members of the Graham County Board of Education and fixing their terms of office.

H. B. 599, an act to amend Chapter 223, Public Local Laws of 1937, relating to the compensation of the members of the board of education of Edgecombe County.

H. B. 609, an act to provide for the investment of custodian funds in life insurance.

H. B. 625, an act to authorize the Currituck County Board of Education to transfer to and make available to Poplar Branch Home Demonstration Club a wooden building no longer needed for school purposes.

H. B. 651, an act to appoint a member of the board of education of Davie County to replace S. W. Furches, now deceased.

H. R. 803, a joint resolution expressing appreciation for the hospitality of the Chamber of Commerce of Smithfield, North Carolina, on May 10, 1961.

H. R. 808, a joint resolution commemorating the 186th Anniversary of the signing of the Mecklenburg Declaration of Independence.

S. B. 83, an act to change gasoline tax refunds under General Statutes 105-446 from a calendar year basis to a fiscal year basis.

S. B. 213, an act providing for the disposition of the balance remaining in the Spanish American War Relief Fund.

S. B. 281, an act to amend Chapter 462 of the Public Local Laws of 1937 relating to commissions for collection of taxes in Watauga County.

H. B. 506, an act validating official acts of notaries public wherein notarial seals do not contain readable impressions of the notaries' names.

H. B. 537, an act to remove Cherokee County from the operation of the State-wide Primary Law as to nominating Republican candidates for county offices and members of the General Assembly.

H. B. 538, an act to extend the jurisdiction of police officers of the town of Aberdeen in Moore County.

H. B. 543, an act to authorize the State Highway Commission to insure ferries owned and operated by said commission.

H. B. 565, an act to amend General Statutes 163-84 to require registrars to report by telephone or otherwise the precinct vote to the county board of elections upon completion of the counting in all primaries and elections.

H. B. 570, an act to amend the charter of the town of Gibsonville.

H. B. 587, an act to fix the compensation of the commissioners of the town of Carthage.

H. B. 624, an act to amend General Statutes 7-70 so as to add a one week term to the Superior Court schedule in Person County.

H. B. 627, an act to allow the governing body of the city of Reidsville to fix and determine the salary of the recorder and the solicitor of the Reidsville Recorder's Court.

H. B. 641, an act to authorize the board of county commissioners of Pitt County to fix the number of salaried county employees, to fix the compensation of county officials and employees, to fix the fees of county officers, to give permissive power to increase the travel allowance of jurors not in excess of seven cents a mile, and to fix the compensation of the members of the board of county commissioners of Pitt County.

H. B. 649, an act to amend General Statutes 116-23.1, sub-Section (d) relating to the publication of notice of unclaimed funds held by insurance companies before such funds escheat to the University of North Carolina.

H. B. 661, an act to authorize the board of county commissioners of Cumberland County to fix the number of salaried deputy sheriffs to be appointed in Cumberland County.

H. B. 662, an act to amend General Statutes 9-4 and Chapter 316 of the Session Laws of 1945 relating to jurors in Cumberland County.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives.

S. B. 242, a bill to amend General Statutes 58-250.1, relating to notice to the insured as to the effect of misrepresentations and omission of information in application for hospitalization insurance policies and right of such person to return the policy and receive a full refund of premium.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Kesler, for the Committee on Courts and Judicial Districts:

H. B. 632, a bill pertaining to deputy clerks of the recorder's court of Randolph County, with a favorable report, as amended.

By Senator Bell, for the Committee on Judiciary No. 1:

H. B. 684, a bill requiring that all deeds, deeds of trust and mortgages on real estate accepted for probate and registration in Macon County shall show thereon the name of the draftsman and the source of the title, with a favorable report.

By Senator Clark, for the Committee on Judiciary No. 2:

S. B. 245, a bill to amend General Statutes 143-52 so as to authorize the Director of Administration to require affidavits of bidders upon State contracts to the effect that there was no collusion among the bidders, with a favorable report, as amended.

S. B. 305, a bill to amend Article 20A of Chapter 153 of the General Statutes relative to subdivision control so as to make the same applicable to Iredell County, with a favorable report.

S. B. 306, a bill to amend Article 20B of Chapter 153 of the General Statutes relative to county zoning and building regulations so as to make the same applicable to Iredell County, with a favorable report.

S. B. 307, a bill to include Randolph as one of the counties in which the use of indecent or profane language in a public place is prohibited, with a favorable report.

S. B. 325, a bill to amend General Statutes 58-254.8 with reference to certain kinds of security for payment of debts, with a favorable report.

S. B. 326, a bill to amend General Statutes 14-335 relating to the punishment for public drunkenness in Davidson County, with a favorable report.

S. B. 459, a bill to amend Article 17A of Chapter 7 of the General Statutes relating to warrants and receipts so as to include Macon County, with a favorable report.

H. B. 530, a bill relating to the solicitation of advertisements to be published in official publications of law enforcement officers' associations, with a favorable report.

H. B. 556, a bill to amend General Statutes 28-53 relating to testamentary trustees, with a favorable report.

H. B. 732, a bill to amend Chapter 57 of the Session Laws of 1959 relating to the letting of public contracts for school construction purposes in Brunswick County, with a favorable report.

By Senator Stone, for the Committee on Mental Institutions:

H. B. 253, a bill to amend Chapter 122 of the General Statutes relating to hospitalization of the mentally disordered, with a favorable report.

H. B. 254, a bill to provide for admission to State hospitals by certificates of physicians, with a favorable report.

H. B. 273, a bill to authorize the North Carolina Hospitals Board of Control to change the name of the Western Carolina Training School, with a favorable report.

By Senator Thomas of Hoke, for the Committee on Propositions and Grievances:

H. B. 628, a bill to authorize the qualified voters of the city of Burlington and the city of Graham to determine whether Alcoholic Beverage Control Stores shall be established in said cities and to prescribe the method of operation and the disposition of the net profits thereof, with a favorable report.

By Senator Winslow, for the Committee on Retirement, Employment Security:

S. B. 284, a bill to amend Chapter 135 of the General Statutes and Chapter, 128 of the General Statutes so as to authorize the Teachers' and State Employees' Retirement System and the Local Governmental Employees' Retirement System to invest funds in certain common and preferred stocks, with a favorable report.

S. B. 183, a bill to amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law, to provide for the establishment of certain qualifying conditions to promote a closer attachment to the labor force of claimants; to increase benefit payments; to provide for more liberal termination of employers under the Law; to provide for the right of appeal by the Commission in certain cases from judgments of Superior Courts; to increase coverage under the Law only to the extent that coverage has been increased under the Federal Unemployment Tax Act; and to further clarify certain provisions of said Chapter, with an unfavorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Stone: S. B. 338, a bill to appropriate funds to the State Department of Administration for the purchase, maintenance and operation of an airplane.

Referred to Committee on Appropriations.

By Senator Whitley: S. B. 339, a bill to extend the time for making the quadrennial revaluation and reassessment of real property in Johnston County for the year 1963 through and including the year 1965.

Referred to Committee on Judiciary No. 2.

By Senator Thomas of Union: S. B. 340, a bill to establish a uniform code of safety for the handling of liquefied petroleum gases.

Referred to Committee on Manufacturing, Labor and Commerce.

By Senator Hancock: S. B. 341, a bill to amend General Statutes 33-49.1 relating to the transfer of guardianship.

Referred to Committee on Judiciary No. 1.

By Senator Scott: S. B. 342, a bill to amend Chapter 1371 of the Session Laws of 1957 relating to the North Carolina Stonewall Jackson Memorial Fund.

Referred to Committee on Higher Education.

By Senator Aydtlett: S. B. 343, a bill to amend S. B. 9, entitled "An Act relating to the North Carolina Small Loans Act", ratified March 3, 1961, so as to extend for sixty days the time within which persons may not commence operating a small loan business.

Referred to Committee on Banking.

By Senator Currie: S. B. 344, a bill amending Chapter 369, Session Laws of 1949, to authorize the city of Durham to make reasonable rules and regulations as to installation and use of private water and sanitary sewer systems within its platting and subdivision jurisdiction; to authorize said city to require that certain improvements be made at the expense of the owner to streets shown on subdivision maps as a condition to plat and subdivision approval; and for other purposes.

Referred to Committee on Judiciary No. 2.

By Senators Shelton, Cook, Warren of Sampson and Brock: S. B. 345, a bill to accord minimum protection to agricultural and rural communities which, through their electric membership corporations, extend needed electric service into areas that lie inside municipalities of less than 1,500 population or that later become incorporated within or annexed to municipalities.

Referred to Committee on Public Utilities.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 408, a bill to provide for the government of the North Carolina Museum of Art.

Referred to Committee on State Government.

H. B. 481, a bill to amend Chapter 128 of the General Statutes relating to the North Carolina Local Governmental Employees' Retirement System.

Referred to Committee on Retirement, Employment Security.

H. B. 482, a bill to amend Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System and Social Security Referendums.

Referred to Committee on Retirement, Employment Security.

H. B. 524, a bill to establish a public law library for public officials, courts and others in Pitt County.

Referred to Committee on Local Government.

H. B. 525, a bill amending certain Sections of Chapter III of the General Statutes of North Carolina relating to the North Carolina State Commission for the Blind.

Referred to Committee on Public Welfare.

H. B. 544, a bill to amend General Statutes 20-88 to provide that the principal fee for the registration of property-carrying vehicles operated in combination be placed on the power unit of such combination and that a fee of \$3.00 be imposed on trailers and semi-trailers.

Referred to Committee on Public Roads.

H. B. 554, a bill to provide for payment of State income tax refunds to the surviving spouse of taxpayer.

Referred to Committee on Finance.

H. B. 555, a bill to provide for the payment of Federal income tax refunds of not over two hundred fifty dollars to the surviving spouse of the taxpayer.

Referred to Committee on Finance.

H. B. 603, a bill to amend Chapter 18 of the General Statutes to provide that certain employees of the State Board of Alcoholic Control be commissioned special peace officers and to define their duties.

Referred to Committee on Judiciary No. 1.

H. B. 670, a bill to amend General Statutes 28-47, 28-49 and 28-113 so as to reduce the time for making claims against decedents' estates.

Referred to Committee on Judiciary No. 1.

H. B. 671, a bill to amend General Statutes 28-112 with regard to the period in which disputed debts not referred are barred.

Referred to Committee on Judiciary No. 1.

H. B. 678, a bill to amend General Statutes 143-284, relating to appointment of members of the John H. Kerr Reservoir Development Commission.

Referred to Committee on Conservation and Development.

H. R. 733, a joint resolution memorializing the President, the Vice President and members of the Congress of the United States to use all their power and influence to steer the use of Atomic and Nuclear Energy toward peaceful purposes.

Referred to Committee on Judiciary No. 2.

H. R. 734, a joint resolution requesting the delegation in the Congress of the United States from North Carolina to support H. R. 3745 to provide for pensions of veterans of World War I.

Referred to Committee on Veterans and Military Affairs.

H. B. 791, a bill to revise the charter of the town of Dallas, in Gaston County, North Carolina.

Upon motion of Senator Morgan, the bill is placed upon the Calendar.

HOUSE OF REPRESENTATIVES,
Tuesday, May 23, 1961.

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return for further consideration by the House of Representatives of H. B. 436, entitled "A bill to amend General Statutes 7-70.2, relating to the drawing of the grand jury and petit jurors for terms of Superior Court in cities other than county seats".

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

Upon motion of Senator Humphrey, the bill is ordered returned to the House of Representatives and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 301, a bill to continue the incorporation of the town of Garner and to revise, amend and consolidate the Statutes that constitute the charter of the town of Garner, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank,

Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitmire, Winkler—45.

The bill is ordered sent to the House of Representatives.

H. B. 401, a bill to give the sheriff of Richmond County the care, custody and control of the jail of said county; to provide for the appointment of certain deputy sheriffs and fix their compensation, and to provide certain allowances for the maintenance and operation of the office of sheriff of Richmond County, and to fix the compensation of the clerk of the Superior Court for his services as Juvenile Judge.

The substitute bill offered by the Committee is adopted.

Senator Thomas of Hoke offers an amendment which fails of adoption.

Passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate substitute bill.

S. B. 309, a bill to amend Chapter 158 of the General Statutes to authorize the establishment of Economic Development Commissions, and to amend Chapter 153 to authorize the establishment of Regional Planning Commissions, by political subdivisions, upon third reading.

Senator Alford offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Currie, Davis, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler—43.

The bill is ordered engrossed.

S. B. 207, a bill to amend General Statutes 28-170 to make it clear that a trustee, guardian, administrator, collector or other personal representative is entitled to commissions upon taxes withheld at the source.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 509, a bill to amend General Statutes 160-181.2 relating to municipal zoning authority.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second reading.

Upon objection of Senator King to its third reading, the bill remains upon the Calendar.

Upon motion of Senator Morgan, the Senate adjourns to meet tomorrow at 12 M.

NINETY-FIRST DAY

SENATE CHAMBER,
Wednesday, May 24, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Senator Hollowell of Wayne County.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Burrow, the courtesies of the galleries are extended to the teachers and the students of the Franklinton School of Randolph County.

Upon motion of Senator Van Landingham, the courtesies of the floor are extended to former Senator Alex S. Monroe of Randolph County.

Upon motion of Senator Currie, the courtesies of the galleries are extended to the teachers and the students of the Gleen School of Durham County.

Upon motion of Senator Midgett, the courtesies of the lobby are extended to Mrs. Seth B. Hollowell and Edward Earl Holloway, wife and son of Senator Hollowell of Wayne County.

Upon motion of Senator Midgett, the courtesies of the lobby are extended to Mr. and Mrs. W. C. Rankin of Mecklenburg County.

Upon motion of Senator Sumner, the courtesies of the floor are extended to former Representative Penn Hunter of McDowell County.

Upon motion of Senator Hollowell, the courtesies of the galleries are extended to the teachers and the students of the Central High School of Wayne County.

Upon motion of Senator Hoyle, H. B. 481, a bill to amend Chapter 128 of the General Statutes relating to the North Carolina Local Governmental Employees' Retirement System, is taken from the Committee on Retirement Employment Security and placed upon the Calendar.

Upon motion of Senator Hoyle, H. B. 482, a bill to amend Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System and Social Security Referendums, is taken from the Committee on Retirement, Employment Security and placed upon the Calendar.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 207, a bill to amend General Statutes 28-170 to make it clear that a trustee, guardian, administrator, collector or other personal representative is entitled to commissions upon taxes withheld at the source.

S. B. 309, a bill to amend Chapter 158 of the General Statutes to authorize the establishment of Economic Development Commissions, and to amend Chapter 153 to authorize the establishment of Regional Planning Commissions, by political subdivisions.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator King, for the Committee on Counties, Cities and Towns:

S. B. 313, a bill to authorize the governing body of the town of Weldon in Halifax County to sell and convey certain property owned by the town of Weldon and known as the Community Center Property no longer needed for public use, with a favorable report.

H. B. 417,^a a bill to authorize counties to regulate the collection of garbage, with a favorable report.

H. B. 508, a bill to amend General Statutes 160-226.3 to provide for the more orderly development of subdivisions within municipal jurisdiction, with an unfavorable report.

H. B. 510, a bill to amend General Statutes 160-173 relating to mandatory re-zoning by municipalities at intersections, with an unfavorable report.

H. B. 665, a bill to incorporate the town of Crouse in Lincoln County, with a favorable report.

H. B. 666, a bill to amend Chapter 144, Public Local and Private Laws of 1937 relating to compensation and qualifications of members of the Civil Service Commission of the city of High Point, with a favorable report.

H. B. 667, a bill to amend General Statutes 118-7 to require the trustees to make deposits of sums in excess of fifteen thousand dollars to the custodian of the Firemen's Pension and Disability Fund in the city of High Point, with a favorable report.

H. B. 668, a bill to amend Chapter 680, Session Laws of 1959 relating to Firemen's Pension and Disability Fund in the city of High Point, with a favorable report.

H. B. 677, a bill to create a Law Enforcement Officers' Relief Fund for the Peace Officers Association of Bladen County, with a favorable report.

H. B. 694, a bill to amend Chapter 1213 of the Session Laws of 1953, which amends General Statutes 14-269, relating to the disposition of confiscated pistols or guns in Halifax County so as to authorize the sale of confiscated shotguns, with a favorable report.

H. B. 700, a bill to amend Chapter 204 of the Private Laws of 1915 and Chapter 1066 of the Session Laws of 1953 relating to the charter of the town of Richfield in Stanly County, with a favorable report.

H. B. 701, a bill authorizing the town of Scotland Neck to render maintenance services on cemetery driveways which are owned by local churches, with a favorable report.

H. B. 710, a bill relating to the election of the mayor and members of the board of town commissioners of Benson in Johnston County, with a favorable report.

By Senator Kesler, for the Committee on Courts and Judicial Districts:

H. B. 526, a bill to amend the procedure in the adjudication of small claims in the Superior Court for Lenoir County, with a favorable report.

H. B. 648, a bill to amend Chapter 651 of the Public Laws of 1909, as amended, relating to the establishing of a Municipal-County Court in Guilford County, with a favorable report.

By Senator Bell, for the Committee on Judiciary No. 1:

S. B. 236, a bill to amend Chapter 29 of the General Statutes relating to Intestate Succession, with a favorable report.

S. B. 238, a bill to amend General Statutes 2-42 to provide that clerks of Superior Court shall keep a record of renunciations of intestate property, with a favorable report, as amended.

S. B. 248, a bill relating to the rental of motor vehicles, with a favorable report, as amended.

S. B. 293, a bill to validate judgments by default rendered by clerks of the Superior Court in actions to remove cloud from title to real estate, with a favorable report.

By Senator Rutledge, for the Committee on Public Welfare:

S. B. 567, a bill to amend Part 2 of Article 3 of the General Statutes relating to the definition of dependent children eligible for public assistance, with a favorable report, as amended.

Upon motion of Senator Rutledge, the bill is re-referred to the Committee on Appropriations.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Van Landingham: S. B. 346, a bill to appropriate funds for the restoration and maintenance of the Daniel Boone Homeplace in Davidson County.

Referred to Committee on Appropriations.

By Senator Warren of Sampson: S. B. 347, a bill to fix the compensation and travel allowance of the chairman and members of the board of county commissioners of Sampson County.

Referred to Committee on Salaries and Fees.

By Senator Warren of Sampson: S. B. 348, a bill to fix the compensation and travel allowances of the Sampson County Board of Education.

Referred to Committee on Salaries and Fees.

By Senator Warren of Sampson: S. B. 349, a bill to provide for State Grants-in-Aid to Pineland College and Edwards Military Institute.

Referred to Committee on Appropriations.

By Senator Sumner: S. B. 350, a bill to authorize the board of county commissioners of Rutherford County to appropriate non-tax revenues for soil conservation purposes.

Referred to Committee on Appropriations.

By Senator Hollowell: S. B. 351, a bill to amend General Statutes 153-266.22 so as to remove Wayne County from the counties excepted under Article 20B of Chapter 153.

Referred to Committee on Judiciary No. 2.

By Senator Hoyle: S. B. 352, a bill to consolidate and transfer all authority, control and administration of the public schools of Lee County to the Sanford Lee County Board of Education, to authorize the levy of a

supplemental school tax not in excess of twenty cents on the one hundred dollars valuation, and to provide for a referendum to determine whether or not this Act shall be effective.

Referred to Committee on Education.

By Senators Eubank, Warren of Sampson, Warren of Beaufort, Shelton, Forsyth, Clark, Jordan and Rutledge: S. B. 353, a bill to divide North Carolina into Eleven Congressional Districts.

Referred to Committee on Congressional Districts.

By Senator Alford: S. B. 354, a bill amending Chapter 209 of the Private Laws of 1907 amending the charter of the city of Rocky Mount.

Referred to Committee on Local Government.

By Senator Alford: S. B. 355, a bill validating the levying and assessing of all ad valorem taxes on real and personal property and polls subject to taxation by the city of Rocky Mount.

Referred to Committee on Local Government.

By Senator Stikeleather: S. B. 356, a bill to amend General Statutes 20-185 relating to certain benefit allowances to enforcement officers employed by the Department of Motor Vehicles.

Referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 375, a bill to divide the Tenth Solicitorial District into two districts and to transfer Chatham County from the Fourth Solicitorial District to the new district thereby created.

Referred to Committee on Courts and Judicial Districts.

H. B. 529, a bill to validate actions heretofore taken in relation to sanitary districts, including the creation thereof, the issuance of bonds thereby, and the appointment or election of members of the governing boards thereof.

Referred to Committee on Finance.

H. B. 645, a bill to classify products held for foreign shipment for purposes of property taxation.

Referred to Committee on Finance.

H. B. 743, a bill to amend Chapter 212, Session Laws of 1959, relating to the authorization of the counties to call elections on the question of levying taxes for industrial development purposes, so as to provide the same as amended herein shall apply to Person County.

Referred to Committee on Finance.

H. B. 744, a bill to authorize a tax levy in Person County for county building and repair purposes.

Referred to Committee on Finance.

H. R. 861, a joint resolution honoring the memory of Honorable E. B. Jeffress, former member of the General Assembly from Guilford County. Upon motion of Senator Humphrey, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. R. 862, a joint resolution providing for the election of John W. Clark as an honorary, lifetime member of the board of trustees of the Consolidated University of North Carolina.

Upon motion of Senator Scott, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

HOUSE OF REPRESENTATIVES,
Wednesday, May 24, 1961.

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return for further consideration by the House of Representatives of H. B. 480, entitled "An Act to amend General Statutes 14-275.1 so as to make it a misdemeanor to engage in disorderly conduct at any public place".

Respectfully,
ANNIE E. COOPER, *Principal Clerk.*

Upon motion of Senator Clark, the bill is ordered returned to the House of Representatives and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 791, a bill to revise the charter of the town of Dallas, in Gaston County, North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Cook, Crew, Eubank, Forsyth, Gentry, Hamilton, Hollowell, Hoyle, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Roberts, Rutledge, Scott, Shelton, Shuford, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitmire, Winkler, Winslow—40.

S. B. 305, a bill to amend Article 20A of Chapter 153 of the General Statutes relative to subdivision control so as to make the same applicable to Iredell County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 306, a bill to amend Article 20B of Chapter 153 of the General Statutes relative to county zoning and building regulations so as to make the same applicable to Iredell County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 307, a bill to include Randolph as one of the counties in which the use of indecent or profane language in a public place is prohibited.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 326, a bill to amend General Statutes 14-335 relating to the punishment for public drunkenness in Davidson County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 459, a bill to amend Article 17A of Chapter 7 of the General Statutes relating to warrants and receipts so as to include Macon County.

Passes its second and third readings and is ordered enrolled.

H. B. 628, a bill to authorize the qualified voters of the city of Burlington and the city of Graham to determine whether Alcoholic Beverage Control stores shall be established in said cities, and to prescribe the method of operation and the disposition of the net profits thereof.

Passes second and third readings and is ordered enrolled.

H. B. 632, a bill pertaining to deputy clerks of the Recorder's Court of Randolph County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 669, a bill to provide for appointment of members of the High Point City Board of Education.

Upon motion of Senator Scott, action on the bill is postponed until June 1, 1961.

H. B. 684, a bill requiring that all deeds, deeds of trust and mortgages on real estate accepted for probate and registration in Macon County shall show thereon the name of the draftsman and the source of the title.

Passes its second and third readings and is ordered enrolled.

H. B. 732, a bill to amend Chapter 57 of the Session Laws of 1959 relating to the letting of public contracts for school construction purposes in Brunswick County.

Passes its second and third readings and is ordered enrolled.

H. B. 509, a bill to amend General Statutes 160-181.2 relating to municipal zoning authority.

Upon motion of Senator Alford, action on the bill is postponed until Thursday, May 25, 1961.

S. B. 129, a bill to amend Chapter 24 of the General Statutes so as to authorize corporations to pay any rate of interest agreed upon on loans equal to or in excess of twenty-five thousand dollars.

Upon motion of Senator Bell, the bill is re-referred to the Committee on Judiciary No. 1.

Upon motion of Senator Humphrey, the Senate adjourns in honor of the memory of E. B. Jefferess, former member of the General Assembly of Guilford County to meet tomorrow at 12 M.

NINETY-SECOND DAY

SENATE CHAMBER,
Thursday, May 25, 1961.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. Oscar B. Eddleton, Assistant Rector of the Good Shepherd Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Sumner, the courtesies of the lobby are extended to Mr. and Mrs. Carl Huntley of Rutherford County.

Upon motion of Senator Burrow, the courtesies of the galleries are extended to the teachers and the students of the Erwin School of Harnett County.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 861, a joint resolution honoring the memory of the Honorable E. B. Jeffress, former member of the General Assembly from Guilford County.

H. R. 862, a joint resolution providing for the election of John W. Clark as an honorary, lifetime member of the board of trustees of the Consolidated University of North Carolina.

S. B. 266, an act to amend Chapter 153 of the General Statutes so as to authorize a tax levy in Granville County for county building and repair purposes.

S. B. 304, an act making Iredell County "Stock Law Territory".

H. B. 401, an act to give the sheriff of Richmond County the care, custody and control of the jail of said county; to provide for the appointment of certain deputy sheriffs and fix their compensation, and to provide certain allowances for the maintenance and operation of the office of sheriff of Richmond County, and to fix the compensation of the clerk of the Superior Court for his services as juvenile judge.

H. B. 459, an act to amend Article 17A of Chapter 7 of the General Statutes relating to warrants and receipts so as to include Macon County.

H. B. 628, an act to authorize the qualified voters of the city of Burlington and the city of Graham to determine whether alcoholic beverage control stores shall be established in said cities and to prescribe the method of operation and the disposition of the net profits thereof.

H. B. 675, an act to amend H. B. 217, ratified April 5, 1961, relating to travel expense allowance for the board of education of Halifax County.

H. B. 684, an act requiring that all deeds, deeds of trust and mortgages on real estate accepted for probate and registration in Macon County shall show thereon the name of the draftsman and the source of the title.

H. B. 732, an act to amend Chapter 57 of the Session Laws of 1959 relating to the letting of public contracts for school construction purposes in Brunswick County.

H. B. 791, an act to revise the charter of the town of Dallas, in Gaston County, North Carolina.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Shelton, for the Committee on Agriculture:

S. B. 244, an act relating to the compulsory inspection of meat, meat products, and meat by-products, with a favorable report, as amended.

By Senator Morgan, for the Committee on Congressional Districts:

S. B. 353, a bill to divide North Carolina into eleven congressional districts, with a favorable report.

Upon motion of Senator Morgan, the bill is placed upon the Calendar for tomorrow, Friday, May 26, 1961, and is made a Special Order for the day.

By Senator Davis, for the Committee on Conservation and Development:

H. B. 642, a bill to amend Chapter 593 of the Session Laws of 1951 with regard to powers and duties of the Tar River Port Commission, with a favorable report.

H. B. 678, a bill to amend General Statutes 143-284 relating to appointment of members of the John H. Kerr Reservoir Development Commission, with a favorable report.

S. B. 336, a bill providing for the perpetual preservation of the legislative chambers in the present Capitol Building and to provide for the future use and the custodial care thereof, with a favorable report, as amended.

By Senator White, for the Committee on Finance:

S. B. 297, a bill to amend Chapter 1211 of the Session Laws of 1959 relating to taxes upon insurance companies, with a favorable report.

S. B. 308, a bill to amend Chapter 559, Public-Local Laws of 1935, relating to the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds by providing for the dissolution of school districts, the separation from and annexation to school districts, the consolidation of school districts, the enlargement of school districts, the authorization of school building bonds and the validation of school districts heretofore created under said Chapter, with a favorable report, as amended.

S. B. 324, a bill to authorize the board of county commissioners of Cleveland County to levy taxes for certain special purposes, with a favorable report.

H. B. 555, a bill to provide for the payment of Federal income tax refunds of not over two hundred fifty dollars to the surviving spouse of the taxpayer, with a favorable report.

H. B. 581, a bill to amend Section 75A-3 of the General Statutes of North Carolina, with a favorable report.

H. B. 634, a bill to amend General Statutes 105-422, regarding the refund of tax sales certificates, so as to exclude Davie County, with a favorable report.

H. B. 673, a bill to authorize the county commissioners of Hyde County to levy a special tax for the enlarging of the Hyde County Courthouse, with a favorable report.

H. B. 708, a bill to provide for an election in the community of Wanchese on the question of creating the Wanchese Community Center District and for the levy and collection of an ad valorem tax for repair, maintenance, operation, etc. of a Community Center Building, with a favorable report.

H. B. 728, a bill to amend Chapter 402 of the 1953 Session Laws relating to the sources of revenue for the Peace Officers' Relief Fund of Martin, Tyrrell and Washington Counties, with a favorable report.

H. B. 729, a bill to amend Chapter 212, Session Laws of 1959, relating to authorization of counties to call elections on the question of levying taxes for industrial development purposes, making the same apply to Harnett County as modified, with a favorable report.

By Senator Humphrey, for the Committee on Insurance:

S. B. 43, a bill to amend General Statutes 58-251.1 relating to the time limit on certain defenses to liability under accident and health insurance policies, with an unfavorable report.

H. B. 279, a bill to amend General Statutes 20-279.21 defining motor vehicle liability insurance policy for financial responsibility purposes so as to include protection against uninsured motorists, with a favorable report, as amended.

H. B. 607, a bill to provide for the purchase of franchise accident and health insurance by an employer or association without regard to term of existence, with a favorable report.

H. B. 378, a bill to amend General Statutes 58-254.3 relating to blanket accident and health insurance so as to include policies issued to municipal or county recreation departments, with a favorable report.

By Senator Clark, for the Committee on Judiciary No. 2:

S. B. 329, a bill to amend the Workmen's Compensation Act relating to the definition of hernia, with a favorable report.

S. B. 351, a bill to amend General Statutes 153-266.22 so as to remove Wayne County from the counties excepted under Article 20B of Chapter 153, with a favorable report.

H. B. 615, a bill to authorize the sheriff of Alleghany County to fix the amount of and to take and accept bail in misdemeanor charges or cases in said county, with a favorable report.

H. B. 657, a bill to include Wilkes County within the provisions of General Statutes 14-335 relating to punishment for public drunkenness, with a favorable report.

H. B. 658, a bill prohibiting the practice of fortune telling or clairvoyance under the guise of faith healing in Chatham County and Orange County, with a favorable report.

H. B. 765, a bill relating to the punishment for public drunkenness in Buncombe County, with a favorable report.

H. B. 663, a bill to include Cumberland County within the provisions of General Statutes 14-335 relating to punishment for public drunkenness, with a favorable report.

By Senator Cook, for the Committee on Public Health:

H. B. 419, a bill relating to rabies inspectors in Bertie County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Burrow: S. B. 357, a bill to provide for an election within the North Asheboro-Central Falls Sanitary District and the town of Asheboro on the proposition of merger.

Referred to Committee on Counties, Cities and Towns.

By Senator Burrow: S. B. 358, a bill amending Article 12 of Chapter 130 of the General Statutes to authorize any sanitary district to contract with any city, town, village or political subdivision of the State for the treatment of the district's sewage in a sewage disposal or treatment plant owned and constructed or to be constructed by such city, town, village or political subdivision.

Referred to Committee on Counties, Cities and Towns.

By Senator Burrow: S. B. 359, a bill relating to a contract between the town of Asheboro and the North Asheboro-Central Falls Sanitary District for the joint use of the sewage treatment plant being constructed by the town of Asheboro.

Referred to Committee on Counties, Cities and Towns.

By Senator Burrow: S. B. 360, a bill to amend Article 12 of Chapter 130 of the General Statutes of North Carolina, to authorize a sanitary district created under this Chapter to merge with a city or town by majority vote of the qualified voters of both the sanitary district and the city or town.

Referred to Committee on Counties, Cities and Towns.

By Senator Moore: S. B. 361, a bill to amend the charter of the town of Rowland regarding election and terms of office of town officials.

Referred to Committee on Local Government.

By Senator White: S. B. 362, a bill to establish minimum speed limits on certain portions of the highways.

Referred to Committee on Public Roads.

By Senator Sumner: S. B. 363, a bill to amend Section 127-113 of the General Statutes to provide that the issuance of bonds and the levy of a tax for the payment thereof by counties and municipalities for the purposes of Article 13 of Chapter 127 of the General Statutes shall be subject to approval at an election if required by the Constitution or if required pursuant to the provisions of the County Finance Act or the Municipal Finance Act.

Referred to Committee on Judiciary No. 1.

By Senator Jordan: S. B. 364, a bill to amend General Statutes 14-202 relating to secretly peeping into a room occupied by a female person.

Referred to Committee on Judiciary No. 1.

By Senator Shelton: S. B. 365, a bill to amend General Statutes 153-246 relating to joint administrative functions of contiguous counties and municipalities in Edgecombe and Nash Counties.

Referred to Committee on Counties, Cities and Towns.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 234, a bill to amend Section 95-88 of the General Statutes pertaining to minimum wages.

Referred to Committee on Manufacturing, Labor and Commerce.

S. B. 243, a bill to amend General Statutes 1-109, relating to prosecution bonds in civil actions in Union County, for concurrence in the House amendment.

Upon motion of Senator Thomas of Union, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 489, a bill to amend General Statutes 7-134.1 so as to place the duty of distributing warrants to justices of the peace.

Referred to Committee on Judiciary No. 2.

H. B. 681, a bill to amend Article 21 of Chapter 153 of the General Statutes relating to the Western North Carolina Regional Planning Commission.

Referred to Committee on Conservation and Development.

H. B. 689, a bill amending Article 20 of Chapter 15 of the General Statutes so as to require the solicitor when praying that a suspended sentence be placed into effect to have served upon the defendant a bill of particulars setting forth the time, place and manner in which the terms of said sentence are alleged to have been violated.

Referred to Committee on Judiciary No. 1.

H. B. 702, a bill to amend General Statutes 95-86 relating to minimum wages of salesmen, taxicab drivers and operators.

Referred to Committee on Manufacturing, Labor and Commerce.

H. B. 724, a bill to increase the maximum punishment for safe-cracking and safe robbery.

Referred to Committee on Judiciary No. 2.

H. B. 746, a bill to authorize the recovery of civil damages due to the malicious or wilful destruction of property by minors.

Referred to Committee on Judiciary No. 1.

H. B. 749, a bill to provide for the election of a tax supervisor in Graham County.

Referred to Committee on Election Laws and Legislative Representation.

H. B. 764, a bill to amend General Statutes 160-453.11 and General Statutes 160-453.23 so as to extend the effective date of municipal annexation by election to July 1, 1962.

Referred to Committee on Judiciary No. 1.

H. B. 771, a bill to amend Chapter 316 of the 1943 Session Laws relating to the taxation and regulation of professional bondsmen in Cumberland County.

Referred to Committee on Local Government.

H. B. 777, a bill to amend General Statutes 6-52 relating to fees of witnesses in Transylvania County.

Referred to Committee on Salaries and Fees.

H. B. 781, a bill to provide for the systematic advertising of the resources and advantages of Rowan County and to authorize expenditures therefor.

Referred to Committee on Judiciary No. 2.

H. B. 782, a bill to repeal Chapter 212 of the Public-Local Laws of 1941 relating to appropriations to the Samuel C. Hart Post, American Legion, for charity work.

Referred to Committee on Judiciary No. 2.

H. B. 790, a bill adopting official record of uncollected taxes for the years 1951 through 1958 for the county of Buncombe and the city of Asheville.

Referred to Committee on Judiciary No. 1.

H. B. 805, a bill to repeal the law relating to the holding of primary elections in the town of Benson in Johnston County and to amend Chapter 539 of the Session Laws of 1943 relating to general municipal elections in said town.

Referred to Committee on Election Laws and Legislative Representation.

H. B. 928, a bill to validate actions heretofore taken by the board of commissioners of the town of Mount Airy in Surry County.

Upon motion of Senator Gentry, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 791, a bill to revise the charter of the town of Dallas, in Gaston County, North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydllett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitmire, Winkler, Winslow—48.

The bill is ordered enrolled.

H. B. 665, a bill to incorporate the town of Crouse in Lincoln County.

Upon motion of Senator King, the bill is re-referred to the Committee on Counties, Cities and Towns.

S. B. 313, a bill to authorize the governing body of the town of Weldon in Halifax County to sell and convey certain property owned by the town of Weldon and known as the Community Center Property no longer needed for public use.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 526, a bill to amend the procedure in the adjudication of small claims in the Superior Court for Lenoir County.

Passes its second and third readings and is ordered enrolled.

H. B. 648, a bill to amend Chapter 651 of the Public Laws of 1909, as amended, relating to the establishing of a Municipal-County Court in Guilford County.

Passes its second and third readings and is ordered enrolled.

H. B. 666, a bill to amend Chapter 144, Public-Local and Private Laws of 1937, relating to compensation and qualifications of members of the Civil Service Commission of the city of High Point.

Passes its second and third readings and is ordered enrolled.

H. B. 667, a bill to amend General Statutes 118-7 to require the trustees to make deposits of sums in excess of fifteen thousand dollars to the custodian of the Firemen's Pension and Disability Fund in the city of High Point.

Passes its second and third readings and is ordered enrolled.

H. B. 668, a bill to amend Chapter 680, Session Laws of 1959, relating to Firemen's Pension and Disability Fund in the City of High Point.

Passes its second and third readings and is ordered enrolled.

H. B. 677, a bill to create a law enforcement officers' relief fund for the Peace Officers Association of Bladen County.

Passes its second and third readings and is ordered enrolled.

H. B. 694, a bill to amend Chapter 1213 of the Session Laws of 1953 which amends General Statutes 14-269, relating to the disposition of confiscated pistols or guns in Halifax County so as to authorize the sale of confiscated shotguns.

Passes its second and third readings and is ordered enrolled.

H. B. 701, a bill authorizing the town of Scotland Neck to render maintenance services on cemetery driveways which are owned by local churches.

Passes its second and third readings and is ordered enrolled.

H. B. 710, a bill relating to the election of the mayor and members of the board of town commissioners of Benson in Johnston County.

Passes its second and third readings and is ordered enrolled.

S. B. 250, a bill to rewrite Article 14 of Chapter 58 of the General Statutes of North Carolina relating to real estate title insurance companies.

Upon motion of Senator Humphrey, action on the bill is postponed until Tuesday, May 30, 1961.

H. B. 453, a bill amending and rewriting certain provisions of Chapter 86 of the General Statutes of North Carolina entitled "Barbers".

Upon motion of Senator Thomas of Union, action on the bill is postponed until Friday, May 26, 1961.

H. B. 509, a bill to amend General Statutes 160-181.2 relating to municipal zoning authority.

Senator Alford offers an amendment which is adopted.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 236, a bill to amend Chapter 29 of the General Statutes relating to Intestate Succession.

Senator King offers an amendment which fails of adoption.

The bill, as amended, passes its second reading.

Upon objection of Senator King to its third reading, the bill remains upon the Calendar.

H. B. 700, a bill to amend Chapter 204 of the Private Laws of 1915 and Chapter 1066 of the Session Laws of 1953, relating to the charter of the town of Richfield in Stanly County.

Passes its second and third readings and is ordered enrolled.

S. B. 238, a bill to amend General Statutes 2-42 to provide that clerks of Superior Court shall keep a record of renunciations of intestate property.

The amendment offered by the Committee is adopted.

Upon motion of Senator Bell, action on the bill is postponed until Friday, May 26, 1961.

S. B. 245, a bill to amend General Statutes 143-52 so as to authorize the director of administration to require affidavits of bidders upon State contracts to the effect that there was no collusion among bidders.

Upon motion of Senator Clark, the bill is re-referred to the Committee on Judiciary No. 2.

S. B. 248, a bill relating to the rental of motor vehicles.

Upon motion of Senator Jordan, action on the bill is postponed until tomorrow, Friday, May 26, 1961.

S. B. 284, a bill to amend Chapter 135 of the General Statutes and Chapter 128 of the General Statutes so as to authorize the Teachers' and State Employees' Retirement System and the Local Governmental Employees' Retirement System to invest funds in certain common and preferred stocks.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 293, a bill to validate judgments by default rendered by clerks of the Superior Court in actions to remove cloud from title to real estate.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 325, a bill to amend General Statutes 58-254.8 with reference to certain kinds of security for payment of debts.

Senator King offers an amendment, which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 253, a bill to amend Chapter 122 of the General Statutes relating to hospitalization of the mentally disordered.

Passes its second and third readings and is ordered enrolled.

H. B. 254, a bill to provide for admission to State hospitals by certificates of physicians.

Passes its second and third readings and is ordered enrolled.

H. B. 273, a bill to authorize the North Carolina Hospitals Board of Control to change the name of the Western Carolina Training School.

Passes its second and third readings and is ordered enrolled.

H. B. 417, a bill to authorize counties to regulate the collection of garbage.

Passes its second and third readings and is ordered enrolled.

H. B. 481, a bill to amend Chapter 128 of the General Statutes relating to the North Carolina Local Governmental Employees' Retirement System.

Passes its second and third readings and is ordered enrolled.

H. B. 482, a bill to amend Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System and Social Security Referendum.

Passes its second and third readings and is ordered enrolled.

H. B. 530, a bill relating to the solicitation of advertisements to be published in official publications of law enforcement officers' associations.

Passes its second and third readings and is ordered enrolled.

H. B. 556, a bill to amend General Statutes 28-53 relating to testamentary trustees.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 10:30 o'clock.

NINETY-THIRD DAY

SENATE CHAMBER,
Friday, May 26, 1961.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore Lunsford Crew.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Currie, the courtesies of the galleries are extended to the teachers and the students of the North Durham School of Durham County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the LeRoy Martin School of Wake County.

Upon motion of Senator White, the courtesies of the lobby are extended to Mrs. Paul LeRoque and Mrs. Marvin Spence of Lenoir County.

Upon motion of Senator Currie, the courtesies of the galleries are extended to the teachers and the students of the Hope Valley School of Durham County.

Upon motion of Senator Thomas of Union, the courtesies of the galleries are extended to the teachers and the students of the Weddington School of Union County.

Upon motion of Senator Thomas of Hoke, the courtesies of the galleries are extended to the teachers and the students of the Southern Pines School of Moore County.

The Chair grants leave of absence to Senator Johnson until Monday, May 29, 1961.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 136, an act regulating the transportation of migratory farm workers.

S. B. 243, an act to amend General Statutes 1-109, relating to prosecution bonds in civil actions in Union County.

S. B. 273, an act to provide that General Statutes 77-14, prohibiting obstruction in streams and drainage ditches, shall apply to Halifax County.

S. B. 274, an act to authorize the board of county commissioners of Mecklenburg County and the city council of the city of Charlotte to appropriate funds from sources other than taxation to the North Carolina Department of Conservation and Development to aid in the payment of the expense of the International Trade Fair to be held in Charlotte and Mecklenburg County.

S. B. 287, an act to provide for an election in the city of Shelby, North Carolina, upon the question of adopting the city manager form of government.

S. B. 292, an act to define the jurisdiction of the law enforcement officers of the city of Hendersonville Board of Alcoholic Control.

H. B. 253, an act to amend Chapter 122 of the General Statutes relating to hospitalization of the mentally disordered.

H. B. 254, an act to provide for admission to State Hospitals by certificates of physicians.

H. B. 273, an act to authorize the North Carolina Hospitals Board of Control to change the name of the Western Carolina Training School.

H. B. 417, an act to authorize counties to regulate the collection of garbage.

H. B. 481, an act to amend Chapter 128 of the General Statutes relating to the North Carolina Local Governmental Employees' Retirement System.

H. B. 482, an act to amend Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System and Social Security Referendums.

H. B. 526, an act to amend the procedure in the adjudication of small claims in the Superior Court for Lenoir County.

H. B. 530, an act relating to the solicitation of advertisements to be published in official publication of law enforcement officers' associations.

H. B. 556, an act to amend General Statutes 28-53 relating to testamentary trustees.

H. B. 632, an act pertaining to deputy clerks of the recorder's court of Randolph County.

H. B. 648, an act to amend Chapter 651 of the Public Laws of 1909, as amended, relating to the establishing of a municipal-county court in Guilford County.

H. B. 666, an act to amend Chapter 144, Public-Local and Private Laws of 1937 relating to compensation and qualifications of members of the civil service commission of the city of High Point.

H. B. 667, an act to amend General Statutes 118-7 to require the trustees to make deposits of sums in excess of fifteen thousand dollars to the custodian of the Firemen's Pension and Disability Fund in the city of High Point.

H. B. 668, an act to amend Chapter 680, Session Laws of 1959 relating to Firemen's Pension and Disability Fund in the city of High Point.

H. B. 677, an act to create a law enforcement officers' relief fund for the Peace Officers Association of Bladen County.

H. B. 694, an act to amend Chapter 1213 of the Session Laws of 1953, which amends General Statutes 14-269 relating to the disposition of confiscated pistols or guns in Halifax County, so as to authorize the sale of confiscated shotguns.

H. B. 700, an act to amend Chapter 204 of the Private Laws of 1915 and Chapter 1066 of the Session Laws of 1953 relating to the charter of the town of Richfield in Stanly County.

H. B. 701, an act authorizing the town of Scotland Neck to render maintenance services on cemetery driveways which are owned by local churches.

H. B. 710, an act relating to the election of the mayor and members of the board of town commissioners of Benson in Johnston County.

H. B. 928, an act to validate actions heretofore taken by the board of commissioners of the town of Mount Airy in Surry County.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 325, a bill to amend General Statutes 58-254.8 with reference to certain kinds of security for payment of debts.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Aydtlett, for the Committee on Banking:

S. B. 199, a bill to amend General Statutes 53-43 so as to include savings and loan associations with other financial institutions with respect to the collection of interest in advance, with an unfavorable report as to bill, favorable report as to committee substitute bill, as amended.

S. B. 251, a bill concerning the formation and operation of mutual trust investment companies under the supervision of the Commissioner of Banks and investment by corporate fiduciaries of North Carolina in shares of such companies, with a favorable report.

S. B. 343, a bill to amend S. B. 9, entitled "An act relating to the North Carolina Small Loan Act", ratified March 3, 1961, so as to extend for sixty days the time within which persons may not commence operating a small loan business, with a favorable report.

S. B. 204, a bill to amend General Statutes 33-42.1 relating to the exhibition of investments and bank statements by guardians, with a favorable report, as amended.

By Senator Scott, for the Committee on Education:

S. B. 312, a bill to amend General Statutes 115-11 relating to State administration of Federal aid to education, with a favorable report, as amended.

S. B. 315, a bill to establish an endowment fund for the public schools of the State which shall consist of and be maintained by voluntary contributions and to provide for the administration of such fund, with a favorable report, as amended.

S. R. 335, a joint resolution recognizing the Flat Rock Playhouse at Flat Rock, North Carolina, as the State Theater of North Carolina, with a favorable report, as amended.

S. B. 352, a bill to consolidate and transfer all authority, control and administration of the public schools of Lee County to the Sanford-Lee County Board of Education, to authorize the levy of a supplemental school tax not in excess of twenty cents on the one hundred dollars valuation, and to provide for a referendum to determine whether or not this Act shall be effective, with a favorable report.

H. B. 727, a bill to authorize the county board of education of Yadkin County to sell certain real property at private sale, with a favorable report.

By Senator Alford, for the Committee on Local Government:

S. B. 328, a bill relating to leasing of the county home facilities of Mecklenburg County, with a favorable report.

S. B. 330, a bill relating to the appointment and terms of office of the members of the city of Wilson Board of Adjustment, with a favorable report.

S. B. 331, a bill to amend Chapter 1316 of the Session Laws of 1955 and to provide for the establishment of precincts for newly annexed property of the city of Wilson, with a favorable report.

S. B. 332, a bill relating to the appointment and terms of office of members of the city of Wilson Planning Board, with a favorable report.

S. B. 333, a bill relating to the appointment and terms of office of the city of Wilson Recreation Commission, with a favorable report, as amended.

S. B. 334, a bill relating to the appointment and terms of office of members of the city of Wilson Board of Appeals for Airport Zoning, with a favorable report.

S. B. 337, a bill to validate the election and official acts of the mayor and commissioners of the town of Grover, a municipal corporation in Cleveland County, elected at the municipal election in May, 1961, with a favorable report.

S. B. 354, a bill amending Chapter 209 of the Private Laws of 1907 amending the charter of the city of Rocky Mount, with a favorable report.

S. B. 355, a bill validating the levying and assessing of all ad valorem taxes on real and personal property and polls subject to taxation by the city of Rocky Mount, with a favorable report.

H. B. 524, a bill to establish a public law library for public officials, courts and others in Pitt County, with a favorable report.

H. B. 676, a bill to amend General Statutes 153-266.22, as the same appears on the 1959 Supplement, relating to zoning ordinances and regulations, with a favorable report.

H. B. 690, a bill to authorize the county commissioners of Cumberland County to convey property to the State or its agencies, with a favorable report.

H. B. 697, a bill to amend Chapter 1006 of the 1959 Session Laws relating to zoning ordinances in areas outside the zoning jurisdiction of municipalities so as to make the same applicable to Martin County, with a favorable report.

H. B. 698, a bill to amend Chapter 1007 of the 1959 Session Laws relating to regulation of subdivisions so as to make the same applicable to Martin County, with a favorable report.

H. B. 718, a bill to amend Chapter 265 of the 1959 Session Laws relating to the meeting of the county board of equalization and review of Alamance County, with a favorable report.

H. B. 723, a bill to extend the jurisdiction of police officers of the town of Weaverville in Buncombe County, with a favorable report.

H. B. 730, a bill to authorize the board of county commissioners of Harnett County to appoint two additional rural law enforcement officers, with a favorable report.

H. B. 737, a bill relating to the drawing of jurors in Union County, with a favorable report.

By Senator Moore, for the Committee on Public Roads:

S. B. 89, a bill to amend the Motor Vehicle Laws to provide for the distribution of license plates by the Department of Motor Vehicles rather than on a contractual basis and to provide for the changing of fees by the Department of Motor Vehicles for acknowledgment of signatures, with an unfavorable report as to bill, favorable report as to committee substitute bill.

S. B. 97, a bill to amend Chapter 20 of the General Statutes of North Carolina to provide for scientific tests for intoxication in criminal cases involving drunken driving, with a favorable report.

S. B. 241, a bill amending General Statutes 119-26 relating to the powers of the Gasoline and Oil Inspection Board, with an unfavorable report as to bill, favorable report as to committee substitute bill.

H. B. 544, a bill to amend General Statutes 20-88 to provide that the principal fee for the registration of property-carrying vehicles operated in combination be placed on the power unit of such combination and that a fee of \$3.00 be imposed on trailers and semi-trailers, with a favorable report.

Upon motion of Senator Moore, the bill is re-referred to the Committee on Finance.

H. B. 545, a bill to amend the Motor Vehicle Laws of North Carolina to enable the Commissioner of Motor Vehicles on behalf of the State of North Carolina to enter into reciprocity agreements with other jurisdictions with regard to the registration and licensing of motor vehicles, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Moore: S. B. 366, a bill to allocate the net proceeds of the gasoline and oil inspection fees to the "State Secondary Road Fund" and to increase certain vehicle license fees and to allocate additional receipts realized from such increase to the "State Secondary Road Fund".

Referred to Committee on Finance.

By Senator Winslow: S. B. 367, a bill to authorize the qualified voters of the town of Hertford to determine whether or not Alcoholic Beverage Control Stores shall be established in said town, and to prescribe the disposition of the net profits thereof.

Referred to Committee on Propositions and Grievances.

By Senator Crew: S. B. 368, a bill to authorize the State Board of Education to conduct an experimental or pilot program in two or more school administrative units based upon merit pay for teachers who excel in their profession and to appropriate funds for the expenses of the program.

Referred to Committee on Education.

By Senators Warren of Beaufort and Midgett: S. B. 369, a bill to appropriate funds to purchase additional land in the vicinity of Fort Raleigh.

Referred to Committee on Conservation and Development.

By Senators Hamilton, King and Sumner: S. B. 370, a bill to amend Section 160-249 of the General Statutes to provide for the billing and collecting of charges for sewerage service provided by municipalities which do not also provide water service.

Referred to Committee on Judiciary No. 1.

By Senator Hoyle: S. B. 371, a bill to create a North Carolina Health Insurance Advisory Board and define its organization, duties and responsibilities.

Referred to Committee on Insurance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 523, a bill to amend General Statutes 45-21.38 relating to the abolition of deficiency judgments where mortgage represents part of the purchase price.

Referred to Committee on Judiciary No. 2.

H. B. 633, a bill relating to salary and collection of fees by the private secretary to the Governor.

Referred to Committee on State Government.

H. B. 636, a bill to amend the General Statutes relating to the inspection of ice cream plants, creameries and cheese factories.

Referred to Committee on Public Health.

H. B. 637, a bill to authorize and direct the board of education of Haywood County to control, operate and administer all of the public schools of Haywood County including the public schools now operated and administered by any city administrative unit in said county.

Referred to Committee on Education.

H. B. 770, a bill to amend Chapter 402 of the Session Laws of 1947 relating to the establishment of Winston-Salem Firemen's Retirement Fund Association.

Referred to Committee on Counties, Cities and Towns.

H. B. 786, a bill to authorize the Sheriff of Person County to appoint special officers at the request of citizens operating business establishments.

Referred to Committee on Counties, Cities and Towns.

H. B. 721, a bill to change the name of the Mecklenburg County Board of Education.

Referred to Committee on Education.

H. B. 767, a bill to authorize the board of commissioners of the town of Valdese to appropriate and pay funds to the Valdese Community Center.

Referred to Committee on Counties, Cities and Towns.

H. B. 804, a bill relating to damage to property by dogs in Craven County.

Referred to Committee on Judiciary No. 2.

H. B. 806, a bill to provide for settlement and disbursement of certain funds in the hands of the clerk of Superior Court of Johnston County as of May 7, 1959.

Referred to Committee on Counties, Cities and Towns.

H. B. 822, a bill to amend Chapter 789, Session Laws of 1955, to provide for the compensation of the mayor and aldermen of the town of Long View in Catawba County.

Referred to Committee on Counties, Cities and Towns.

H. B. 824, a bill to authorize the city of Raleigh, the city of Durham, the county of Durham and the county of Wake to convey at private sale certain property at the Raleigh-Durham Airport to the State of North Carolina for National Guard purposes.

Referred to Committee on Counties, Cities and Towns.

H. B. 825, a bill to authorize the city council of the city of Durham to provide for auxiliary policemen and auxiliary firemen upon the conditions, restrictions, and limitations more specifically described herein; and for other purposes.

Referred to Committee on Counties, Cities and Towns.

H. B. 826, a bill to amend General Statutes 47-30 relating to the registration of land maps.

Referred to Committee on Judiciary No. 1.

H. B. 827, a bill providing for service of process upon non-resident operators of watercraft and upon the personal representatives of deceased non-resident operators of watercraft.

Referred to Committee on Judiciary No. 1.

H. B. 830, a bill to amend Chapter 673 of the Session Laws of 1945 relating to taxing and regulation of professional bondsmen in New Hanover County.

Referred to Committee on Counties, Cities and Towns.

H. B. 831, a bill to amend Chapter 135 of the Session Laws of 1953 relating to the establishment of a law library for the public officials and courts of New Hanover County, and to provide a fund for court improvement and maintenance in said county.

Referred to Committee on Counties, Cities and Towns.

H. B. 832, a bill to amend Chapter 459 of the Public-Local Laws of 1935 relating to the commitment of inebriates to the county farm in New Hanover County.

Referred to Committee on Counties, Cities and Towns.

H. B. 833, a bill to provide for the election of members of the council of the town of Carolina Beach and to fix their terms of office.

Referred to Committee on Counties, Cities and Towns.

H. B. 839, a bill to amend General Statutes 156-61 relating to drainage districts and authorizing the board of county commissioners to advance funds for administration expenses and requiring repayment of same from assessments levied.

Referred to Committee on Judiciary No. 1.

H. R. 840, a joint resolution authorizing the Governor to appoint a Commission to study and make recommendations to the Governor as to the necessity and advisability of reorganization of State Government in the interest of more efficient and economical administration.

Referred to Committee on State Government.

H. B. 846, a bill to rewrite General Statutes 153-111 and General Statutes 160-398 authorizing the destruction of paid bonds and coupons of counties, cities and towns.

Referred to Committee on Judiciary No. 2.

H. B. 850, a bill relating to the change of day for holding the municipal elections in the city of Oxford.

Referred to Committee on Counties, Cities and Towns.

H. B. 856, a bill amending Chapter 224, Private Laws of 1927, by adding the opening, clearing, grading, drainage, and otherwise improving streets, avenues and alleys dedicated for public use by a recorded map or plat to the classes of local improvements authorized by said Act.

Referred to Committee on Judiciary No. 1.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 308, a bill to amend Chapter 559, Public-Local Laws of 1935, relating to the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds by providing for the dissolution of school districts, the separation from and annexation to school districts, the consolidation of school districts, the enlargement of school districts, the authorization of school building bonds and the validation of school districts heretofore created under said Chapter, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

S. B. 324, a bill to authorize the board of county commissioners of Cleveland County to levy taxes for certain special purposes, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydllett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

H. B. 673, a bill to authorize the county commissioners of Hyde County to levy a special tax for the enlarging of the Hyde County courthouse, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydllett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

H. B. 708, a bill to provide for an election in the community of Wanchese on the question of creating the Wanchese Community Center District and for the levy and collection of an ad valorem tax for repair, maintenance, operation, etc., of a Community Center Building, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydllett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

H. B. 728, a bill to amend Chapter 402 of the 1953 Session Laws relating to the sources of revenue for the Peace Officers' Relief Fund of Martin, Tyrrell and Washington Counties, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydllett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

H. B. 729, a bill to amend Chapter 212, Session Laws of 1959, relating to authorization of counties to call elections on the question of levying taxes for industrial development purposes, making the same apply to Harnett County as modified, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

S. B. 351, a bill to amend General Statutes 153-266.22 so as to remove Wayne County from the counties excepted under Article 20B of Chapter 153.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 419, a bill relating to rabies inspectors in Bertie County.

Passes its second and third readings and is ordered enrolled.

H. B. 615, a bill to authorize the sheriff of Alleghany County to fix the amount of and to take and accept bail in misdemeanor charges or cases in said county.

Passes its second and third readings and is ordered enrolled.

H. B. 634, a bill to amend General Statutes 105-422, regarding the refund of tax sales certificates, so as to exclude Davie County.

Passes its second and third readings and is ordered enrolled.

H. B. 657, a bill to include Wilkes County within the provisions of General Statutes 14-335 relating to punishment for public drunkenness.

Passes its second and third readings and is ordered enrolled.

H. B. 658, a bill prohibiting the practice of fortune telling or clairvoyance under the guise of faith healing in Chatham County and Orange County.

Passes its second and third readings and is ordered enrolled.

H. B. 663, a bill to include Cumberland County within the provisions of General Statutes 14-335 relating to punishment for public drunkenness.

Passes its second and third readings and is ordered enrolled.

H. B. 678, a bill to amend General Statutes 143-284 relating to appointment of members of the John H. Kerr Reservoir Development Commission.

Upon motion of Senator Hoyle, action on the bill is postponed until Monday, May 29, 1961.

H. B. 765, a bill relating to the punishment for public drunkenness in Buncombe County.

Passes its second and third readings and is ordered enrolled.

SPECIAL ORDER

The hour having arrived for the consideration of the Special Order, the President lays before the Senate the Special Order of the day, it being S. B. 353, a bill to divide North Carolina into Eleven Congressional Districts, upon second reading.

Upon the passage of the bill upon its second reading, Senator Warren of Beaufort calls for the "ayes" and "noes".

The call is sustained.

The bill passes its second reading by roll call vote, ayes 35, noes 11, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Burrow, Clark, Clayton, Cook, Crew, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Humber, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—35.

Those voting in the negative are: Senators Bell, Brook, Currie, Davis, Hoyle, Humphrey, Roberts, Royall, Thomas of Hoke, Thomas of Union, Van Landingham—11.

The following pair is announced: Senators Eagles "aye", Shuford "no". Senator Hoyle objects to the third reading of the bill.

Senator Warren of Beaufort moves that the rules be suspended and the bill be placed upon its third reading.

The motion of Senator Warren of Beaufort fails to prevail and the bill remains upon the Calendar for its third reading.

S. B. 244, a bill relating to the compulsory inspection of meat, meat products and meat by-products.

Upon motion of Senator Hamilton, action on the bill is postponed until Tuesday, May 30, 1961.

Upon motion of Senator Morgan, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

NINETY-FOURTH DAY

SENATE CHAMBER,
Saturday, May 27, 1961.

The Senate meets pursuant to adjournment, and in the absence of the Lieutenant Governor H. Cloyd Philpott and President pro tempore Lunsford Crew, the Principal Clerk S. Ray Byerly calls Senator Jordan to the Chair, who presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jordan, the Senate adjourns to meet Monday evening at 8 o'clock.

NINETY-FIFTH DAY

SENATE CHAMBER,
Monday, May 29, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Rutledge, the courtesies of the galleries are extended to the Business Men's Club of Concord in Cabarrus County.

Upon motion of Senator Hoyle, the courtesies of the floor are extended to former Senator J. C. Pittman and William Staton of Lee County.

Upon motion of Senator Stikeleather, the courtesies of the lobby are extended to Mrs. Clyde Roberts, wife of Senator Roberts of Macon County.

The Chair grants leave of absence to Senator Crew and Senator Johnson for tonight.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Mrs. Elizabeth Hastings of Hastings, England.

Upon motion of Senator Stikeleather, S. B. 350, a bill to authorize the board of county commissioners of Rutherford County to appropriate non-tax revenues for soil conservation, is taken from the Committee on Appropriations and re-referred to the Committee on Local Government.

Upon motion of Senator Midgett, S. B. 369, a bill to appropriate funds to purchase additional land in the vicinity of Fort Raleigh, is taken from the Committee on Conservation and Development and re-referred to the Committee on Appropriations.

Upon motion of Senator Warren of Sampson, the courtesies of the lobby are extended to Mr. and Mrs. Phillips of Sampson County, and their sons David T., Paul K. and J. Everette Phillips are made honorary pages of the Senate.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Forsyth, for the Committee on Salaries and Fees:

S. B. 347, a bill to fix the compensation and travel allowance of the chairman and members of the board of county commissioners of Sampson County, with a favorable report.

S. B. 348, a bill to fix the compensation and travel allowances of the Sampson County Board of Education, with a favorable report.

H. B. 399, a bill to authorize the sheriff of Henderson County to appoint and fix the compensation of two additional deputy sheriffs, with an unfavorable report.

H. B. 652, a bill relating to the compensation of certain officials in Gates County, with a favorable report.

H. B. 653, a bill relating to the fees of the register of deeds of Gates County, with a favorable report.

H. B. 679, a bill to amend Chapter 229, Session Laws of 1957, relating to fees for jail operation in Vance County, with a favorable report.

H. B. 680, a bill to amend General Statutes 151-4 as it relates to the compensation of the constable of Henderson Township in Vance County, with a favorable report.

H. B. 687, a bill to amend Chapter 1136, Session Laws of 1957, relating to the salary of the clerk of Superior Court of Guilford County, with a favorable report, as amended.

H. B. 706, a bill fixing the fees to be charged by the register of deeds of Jones County, with a favorable report.

H. B. 731, a bill regulating the fees to be charged by justices of the peace in Onslow County, with a favorable report.

H. B. 736, a bill to authorize the board of county commissioners of Union County to fix the compensation of Superior Court jurors, with a favorable report.

H. B. 748, a bill to amend General Statutes 152-5, relating to the compensation of the coroner of Graham County, with a favorable report.

H. B. 755, a bill to fix the compensation of the board of county commissioners of Onslow County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senators Clark, Banzet and Hoyle: S. B. 372, a bill to amend Chapter 84 of the General Statutes relating to Attorneys at Law.

Referred to Committee on Judiciary No. 2.

By Senator King: S. B. 373, a bill to amend Section 20-71.1 of the General Statutes, relating to proof of registration as evidence of ownership of a motor vehicle in certain instances.

Referred to Committee on Judiciary No. 2.

By Senator Sumner: S. B. 374, a bill relating to the lien on property for unpaid sewerage charges in the town of Spindale.

Referred to Committee on Finance.

By Senator Moore: S. B. 375, a bill to require seat belt anchorages on certain motor vehicles, and to provide minimum standards for such anchorages and for seat belts.

Referred to Committee on Public Roads.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions which are read the first time, and disposed of as follows:

S. B. 21, a bill to relieve the Attorney General of serving on the State Board of Assessment, the Board of Directors of the North Carolina State Art Society and the State Banking Commission, for concurrence in the House amendment.

Upon motion of Senator Eagles, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 695, a bill to amend General Statutes 153-9 so as to authorize the county commissioners of Lincoln County to assist financially the Soil Conservation Services.

Referred to Committee on Agriculture.

H. B. 696, a bill to amend Chapter 139 of the General Statutes relating to soil conservation districts, watershed improvement districts and watershed improvement programs, so as to change the name of such districts, change the membership of the soil and water conservation committee, and clarify various provisions of said Chapter.

Referred to Committee on Agriculture.

H. B. 757, a bill to extend the jurisdiction of police officers of the town of Mayodan in Rockingham County.

Referred to Committee on Local Government.

H. B. 758, a bill to change the style of the name of the town of Leaksville to city of Leaksville in Rockingham County.

Referred to Committee on Local Government.

H. B. 760, a bill to amend Chapter 220 of the Session Laws of 1953, the same being the charter of the town of Kill Devil Hills, so as to increase the number of commissioners of said town from three to five.

Referred to Committee on Counties, Cities and Towns.

H. B. 768, a bill to amend General Statutes 153-9, relating to the power of the boards of county commissioners to promote farm soil conservation work.

Referred to Committee on Agriculture.

H. B. 772, a bill to create a peace officers' relief fund for the county of Rockingham.

Referred to Committee on Counties, Cities and Towns.

H. B. 775, a bill to amend General Statutes 47-30, relating to mapping requirements by exempting Davie County from the requirements that map lines shall be made by horizontal measurements.

Referred to Committee on Counties, Cities and Towns.

H. B. 784, a bill to provide for the appointment of an assistant coroner by the board of county commissioners of Hertford County.

Referred to Committee on Local Government.

H. B. 788, a bill to increase the compensation of the clerk of Superior Court and the register of deeds of Tyrrell County.

Referred to Committee on Salaries and Fees.

H. B. 798, a bill to amend General Statutes 130-95 relating to venereal disease reports.

Referred to Committee on Public Health.

H. B. 799, a bill to amend Chapter 46, Public-Local Laws of 1917, relating to the county depository of Robeson County.

Referred to Committee on Local Government.

H. B. 809, a bill to amend General Statutes 2-53 relating to certain powers and duties of the clerk of the Superior Court of Wake County.

Referred to Committee on Counties, Cities and Towns.

H. B. 812, a bill to add a new Article to the Drainage District Law by amending Chapter 156 of the General Statutes to provide for improvements, renovations, enlargement and extension of canals, structures and boundaries and to amend various Sections of the Drainage District Law.

Referred to Committee on Judiciary No. 1.

H. B. 815, a bill to authorize policemen and other law enforcement officers of the town of Garner to make arrests and serve criminal process at any place in Wake County within a radius of one mile distance from the corporate limits of said town.

Referred to Committee on Counties, Cities and Towns.

H. B. 819, a bill to amend the charter of the city of Greensboro, as revised and reorganized by Chapter 1137 of the Session Laws of 1959; to amend Section 135 of Chapter 18 of the General Statutes of North Carolina; and to repeal Chapter 360, Session Laws of 1955.

Referred to Committee on Local Government.

H. B. 834, a bill to authorize the town council of the town of Carolina Beach to use non-tax funds for advertising.

Referred to Committee on Counties, Cities and Towns.

H. B. 847, a bill to amend Article 1, Chapter 106 of the General Statutes relating to "Board of Agriculture, Membership".

Referred to Committee on Agriculture.

H. B. 859, a bill to amend Article 2, Chapter 90 of the General Statutes relating to veterinarians.

Referred to Committee on Public Health.

H. B. 866, a bill to fix and regulate the salaries of certain officials in Person County and to provide for salary increases of the personnel in their offices.

Referred to Committee on Salaries and Fees.

H. B. 877, a bill to authorize the board of county commissioners, in its discretion, to cause elections to be held in Hatteras or Kennekeet Townships in Dare County, for the purpose of determining whether or not beer and/or wine should be sold in either of said townships.

Referred to Committee on Propositions and Grievances.

H. B. 879, a bill providing for the presentation to the tax supervisor of Brunswick County of Deeds and other instruments prior to registration.

Referred to Committee on Judiciary No. 2.

H. B. 880, a bill to enable the board of county commissioners of Gaston County to set and regulate all fees incident to the operation of the register of deeds office in Gaston County.

Referred to Committee on Salaries and Fees.

H. B. 882, a bill to prohibit the operation of pool rooms and billiard parlors on Sunday in Columbus County.

Referred to Committee on Propositions and Grievances.

H. B. 895, a bill to amend General Statutes 9-25 relating to grand juries in Craven County.

Referred to Committee on Judiciary No. 1.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 308, a bill to amend Chapter 559, Public-Local Laws of 1935, relating to the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds by providing for the dissolution of school districts, the separation from and annexation to school districts, the consolidation of school districts, the en-

largement of school districts, the authorization of school building bonds, and the validation of school districts heretofore created under said Chapter, to apply to Pitt County only, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

The bill is ordered engrossed.

S. B. 324, a bill to authorize the board of county commissioners of Cleveland County to levy taxes for certain special purposes, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows.

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

The bill is ordered sent to the House of Representatives.

H. B. 673, a bill to authorize the county commissioners of Hyde County to levy a special tax for the enlarging of the Hyde County courthouse, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows.

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

The bill is ordered enrolled.

H. B. 708, a bill to provide for an election in the community of Wanchese on the question of creating the Wanchese Community Center District and for the levy and collection of an ad valorem tax for repair, maintenance, operation, etc. of a community center building, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

The bill is ordered enrolled.

H. B. 728, a bill to amend Chapter 402 of the 1953 Session Laws relating to the sources of revenue for the Peace Officers' Relief Fund of Martin, Tyrrell and Washington Counties, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

The bill is ordered enrolled.

H. B. 729, a bill to amend Chapter 212, Session Laws of 1959, relating to authorization of counties to call elections on the question of levying taxes for industrial development purposes, making the same apply to Harnett County as modified, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

The bill is ordered enrolled.

S. B. 352, a bill to consolidate and transfer all authority, control and administration of the public schools of Lee County to the Sanford-Lee County Board of Education, to authorize the levy of a supplemental school tax not in excess of twenty cents on the one hundred dollars valuation, and to provide for a referendum to determine whether or not this Act shall be effective, upon second reading.

Senator Hoyle offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Hum-

phrey, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

S. B. 355, a bill validating the levying and assessing of all ad valorem taxes on real and personal property and polls subject to taxation by the city of Rocky Mount, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

S. B. 328, a bill relating to leasing of the County Home facilities of Mecklenburg County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 330, a bill relating to the appointment and terms of office of the members of the City of Wilson Board of Adjustment.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 331, a bill to amend Chapter 1316 of the Session Laws of 1955 and to provide for the establishment of precincts for newly annexed property of the city of Wilson.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 332, a bill relating to the appointment and terms of office of members of the City of Wilson Planning Board.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 333, a bill relating to the appointment and terms of office of the City of Wilson Recreation Commission.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 334, a bill relating to the appointment and terms of office of members of the City of Wilson Board of Appeals for Airport Zoning.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 337, a bill to validate the election and official acts of the mayor and commissioners of the town of Grover, a municipal corporation in Cleveland County, elected at the municipal election in May, 1961.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 354, a bill amend Chapter 209 of the Private Laws of 1907 amending the charter of the city of Rocky Mount.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 524, a bill to establish a public law library for public officials, courts and others in Pitt County.

Passes its second and third readings and is ordered enrolled.

H. B. 676, a bill to amend General Statutes 153-266.22, as the same appears in the 1959 Supplement, relating to zoning ordinances and regulations.

Passes its second and third readings and is ordered enrolled.

H. B. 690, a bill to authorize the county commissioners of Cumberland County to convey property to the State or its agencies.

Passes its second and third readings and is ordered enrolled.

H. B. 697, a bill to amend Chapter 1006 of the 1959 Session Laws relating to zoning ordinances in areas outside the zoning jurisdiction of municipalities so as to make the same applicable to Martin County.

Passes its second and third readings and is ordered enrolled.

H. B. 698, a bill to amend Chapter 1007 of the 1959 Session Laws relating to regulation of subdivisions so as to make the same applicable to Martin County.

Passes its second and third readings and is ordered enrolled.

H. B. 718, a bill to amend Chapter 265 of the 1959 Session Laws relating to the meeting of the county board of equalization and review of Alamance County.

Passes its second and third readings and is ordered enrolled.

H. B. 723, a bill to extend the jurisdiction of police officers of the town of Weaverville in Buncombe County.

Passes its second and third readings and is ordered enrolled.

H. B. 727, a bill to authorize the county board of education of Yadkin County to sell certain real property at private sale.

Passes its second and third readings and is ordered enrolled.

H. B. 730, a bill to authorize the board of county commissioners of Harnett County to appoint two additional rural law enforcement officers.

Passes its second and third readings and is ordered enrolled.

H. B. 737, a bill relating to the drawing of jurors in Union County.

Passes its second and third readings and is ordered enrolled.

S. B. 353, a bill to divide North Carolina into eleven Congressional districts.

The bill passes its third reading and is ordered sent to the House of Representatives, by special messenger.

S. B. 297, a bill to amend Chapter 1211 of the Session Laws of 1959 relating to taxes upon insurance companies, upon second reading.

The bill passes its second reading by roll call vote, ayes 37, noes 6, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Brock, Burrow, Clayton, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hollowell, Hoyle, Humber, Humphrey, Jordan, Kesler, King, Mc-

Geachy, Midgett, Moore, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Thomas of Hoke, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—37.

Those voting in the negative are: Senators Bell, Clark, Currie, Hancock, Morgan, Thomas of Union—6.

H. B. 453, a bill amending and rewriting certain provisions of Chapter 86 of the General Statutes of North Carolina entitled "Barbers", upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

Senator Thomas of Union offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber Humphrey, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

S. B. 236, a bill to amend Chapter 29 of the General Statutes relating to intestate succession.

Senator King offers an amendment, which is adopted.

The bill, as amended, passes its third reading and is ordered engrossed.

S. B. 89, a bill to amend the motor vehicle laws to provide for the distribution of license plates by the Department of Motor Vehicles rather than on a contractual basis and to provide for the charging of fees by the Department of Motor Vehicles for acknowledgment of signatures.

Upon motion of Senator Moore, action on the bill is postponed until Wednesday, May 31, 1961.

S. B. 97, a bill to amend Chapter 20 of the General Statutes of North Carolina to provide for scientific tests for intoxication in criminal cases involving drunken driving.

Upon motion of Senator Moore, action on the bill is postponed until Tuesday, May 30, 1961.

S. B. 199, a bill to amend General Statutes 53-43 so as to include savings and loan associations with other financial institutions with respect to the collection of interest in advance.

The substitute bill offered by the Committee is adopted.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 204, a bill to amend General Statutes 33-42.1 relating to the exhibition of investments and bank statements by guardians.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 238, a bill to amend General Statutes 2-42 to provide that clerks of Superior Court shall keep a record of renunciations of intestate property.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 241, a bill amending General Statutes 119-26 relating to the powers of the Gasoline and Oil Inspection Board.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 248, a bill relating to the rental of motor vehicles.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 251, a bill concerning the formation and operation of mutual trust investment companies under the supervision of the Commissioner of Banks, and investment by corporate fiduciaries of North Carolina in shares of such companies.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 312, a bill to amend General Statutes 115-11 relating to State administration of Federal aid to education.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 315, a bill to establish an endowment fund for the public schools of the State which shall consist of and be maintained by voluntary contributions and to provide for the administration of such fund.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 329, a bill to amend the Workmen's Compensation Act relating to the definition of hernia.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 336, a bill providing for the perpetual preservation of the Legislative Chambers in the present Capitol Building and to provide for the future use and custodial care thereof.

The amendment offered by the Committee is adopted.

Senator White offers an amendment, which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

Upon motion of Senator Morgan, the Senate adjourns to meet tomorrow at 12 M.

NINETY-SIXTH DAY

SENATE CHAMBER,

Tuesday, May 30, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Warren of Sampson, the courtesies of the lobby are extended to Mrs. W. M. Eubank, wife of Senator Eubank of Pender County.

Upon motion of Senator Humber, the courtesies of the lobby are extended to Dr. and Mrs. Lewis House of New York City and Mr. and Mrs. Kimrey of Sampson County.

Upon motion of Senator Burrow, the courtesies of the lobby are extended to Miss Carroll Cook, daughter of Senator Cook of Caldwell County.

Upon motion of Senator Brock, S. B. 265, a bill to fix the compensation of the members of the board of county commissioners of Davie County, is recalled from the House of Representatives for further consideration by the Senate, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 90, an act to amend Chapter 885 of the Session Laws of 1959 relating to the compensation of certain officials and employees of Randolph County.

S. B. 201, an act to amend the charter of Mars Hill College passed by the General Assembly in 1905 and 1923, and being Chapter 326 of the Private Laws of 1905, and Chapter 43 of the Private Laws of 1923.

S. B. 206, an act to amend General Statutes 108-49 of Part 2 of Article 3 of Chapter 108 of the General Statutes to extend the definition of dependent children to include children in foster care.

S. B. 216, an act to amend Chapter 47 of the General Statutes relating to plats, subdivisions and land surveys and recording of same.

S. B. 217, an act to amend Chapter 47 of the General Statutes relating to plats, subdivisions and land surveys and recording of same.

S. B. 224, an act to amend General Statutes 143-36 so as to authorize the State Personnel Director, with the approval of the State Personnel Council and the Governor, to provide for a longevity, merit salary increase program for State employees.

S. B. 277, an act to validate certain foreclosure sales where the sale was conducted at a place other than as provided in the power of sale.

S. B. 290, an act to amend General Statutes 9-19 relating to exemptions from jury duty.

S. B. 311, an act to amend General Statutes 160-277.1 authorizing the city of Oxford to regulate the platting and recording of subdivisions of land.

H. B. 419, an act relating to rabies inspections in Bertie County.

H. B. 615, an act to authorize the sheriff of Alleghany County to fix the amount of and to take and accept bail in misdemeanor charges or cases in said county.

H. B. 634, an act to amend General Statutes 105-422, regarding the refund of tax sales certificates, so as to exclude Davie County.

H. B. 657, an act to include Wilkes County within the provisions of General Statutes 14-335 relating to punishment for public drunkenness.

H. B. 658, an act prohibiting the practice of fortune telling or clairvoyance under the guise of faith healing in Chatham County.

H. B. 663, an act to include Cumberland County within the provisions of General Statutes 14-335 relating to punishment for public drunkenness.

H. B. 765, an act relating to the punishment for public drunkenness in Buncombe County.

S. B. 21, an act to relieve the Attorney General of serving on the State Board of Assessment, the Board of Directors of the North Carolina Art Society and the State Banking Commission.

H. B. 509, an act to amend General Statutes 160-181.2 relating to municipal zoning authority.

H. B. 524, an act to establish a public law library for public officials, courts and others in Pitt County.

H. B. 673, an act to authorize the county commissioners of Hyde County to levy a special tax for the enlarging of the Hyde County Courthouse.

H. B. 676, an act to amend General Statutes 153-266.22, as the same appears in the 1959 Supplement, relating to zoning ordinances and regulations.

H. B. 690, an act to authorize the county commissioners of Cumberland County to convey property to the State or its agencies.

H. B. 697, an act to amend Chapter 1006 of the 1959 Session Laws relating to zoning ordinances in areas outside the zoning jurisdiction of municipalities so as to make the same applicable to Martin County.

H. B. 698, an act to amend Chapter 1007 of the 1959 Session Laws relating to regulation of subdivisions so as to make the same applicable to Martin County.

H. B. 708, an act to provide for an election in the community of Wanchese on the question of creating the Wanchese Community Center District and for the levy and collection of an ad valorem tax for repair, maintenance, operation, etc., of a Community Center Building.

H. B. 718, an act to amend Chapter 265 of the 1959 Session Laws relating to the meeting of the county board of equalization and review of Alamance County.

H. B. 723, an act to extend the jurisdiction of police officers of the town of Weaverville in Buncombe County.

H. B. 727, an act to authorize the county board of education of Yadkin County to sell certain real property at private sale.

H. B. 728, an act to amend Chapter 402 of the 1953 Session Laws relating to the sources of revenue for the peace officers' relief fund of Martin, Tyrrell and Washington Counties.

H. B. 729, an act to amend Chapter 212, Session Laws of 1959, relating to authorization of counties to call elections on the question of levying taxes for industrial development purposes, making the same apply to Harnett County as modified.

H. B. 730, an act to authorize the board of county commissioners of Harnett County to appoint two additional rural law enforcement officers.

H. B. 737, an act relating to the drawing of jurors in Union County.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 199, a bill to amend General Statutes 53-43 so as to include savings and loan associations with other financial institutions with respect to the collection of interest in advance.

S. B. 248, a bill relating to the rental of motor vehicles.

S. B. 204, a bill to amend General Statutes 33-42.1 relating to the exhibition of investments and bank statements by guardians.

S. B. 238, a bill to amend General Statutes 2-42 to provide that clerks of Superior Court shall keep a record of renunciations of intestate property.

S. B. 312, a bill to amend General Statutes 115-11 relating to State administration of Federal aid to education.

S. B. 315, a bill to establish an endowment fund for the public schools of the State which shall consist of and be maintained by voluntary contributions and to provide for the administration of such fund.

S. B. 308, a bill to amend Chapter 559, Public Local Laws of 1935, relating to the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds by providing for the dissolution of school districts, the separation from and annexation to school districts, the consolidation of school districts, the enlargement of school districts, the authorization of school building bonds, and the validation of school districts heretofore created under said Chapter, to apply to Pitt County only.

S. B. 333, a bill relating to the appointment and terms of office of the city of Wilson Recreation Commission.

S. B. 236, a bill to amend Chapter 29 of the General Statutes relating to intestate succession.

S. B. 336, a bill providing for the perpetual preservation of the legislative chambers in the present Capitol Building and to provide for the future use and custodial care thereof.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Shelton, for the Committee on Agriculture:

S. B. 255, a bill to amend General Statutes 106-96, General Statutes 106-99.1 and General Statutes 106-100, relating to commercial feeding stuffs, with a favorable report.

S. B. 317, a bill to continue the existence of the North Carolina Grain Commission created by Joint Resolution Number 65 of the 1959 Session of the General Assembly, and to appropriate funds to said Commission, with an unfavorable report.

H. B. 847, a bill to amend Article 1, Chapter 106 of the General Statutes relating to "Board of Agriculture, Membership", with an unfavorable report.

H. B. 650, a bill to amend Section 9.35½, Article 2, Chapter 153 of the General Statutes of North Carolina relating to the promotion of soil conservation work, so as to make it apply to Davie County, with a favorable report.

H. B. 626, a bill to amend Section 9.35½, Article 2, Chapter 153 of the General Statutes of North Carolina relating to the promotion of soil conservation work, so as to make it apply to Granville County, with a favorable report.

H. R. 497, a joint resolution petitioning the Commodity Credit Corporation for certain changes in regulations relating to the Agricultural Stabilization Corporation Loan Program for grain storage facilities, with a favorable report.

H. B. 768, a bill to amend General Statutes 153-9 relating to the power of the boards of county commissioners to promote farm soil conservation work, with a favorable report.

H. B. 695, a bill to amend General Statutes 153-9 so as to authorize the county commissioners of Lincoln County to assist financially the Soil Conservation Services, with a favorable report.

H. B. 571, a bill to amend Section 9.35½, Article 2, Chapter 153 of the General Statutes of North Carolina, relating to the promotion of soil conservation work, so as to make it apply to Montgomery County, with a favorable report.

By Senator Currie, for the Committee on Election Laws and Legislative Representation:

S. B. 294, a bill relating to the rotation of candidates for the State Senate in the Twenty-Fifth Senatorial District, with a favorable report.

S. B. 321, a bill to amend General Statutes 163-15 relating to the appointment of registrars and judges of elections, with a favorable report.

H. B. 749, a bill to provide for the election of a tax supervisor in Graham County, with a favorable report.

H. B. 805, a bill to repeal the law relating to the holding of primary elections in the town of Benson in Johnston County and to amend Chapter 539 of the Session Laws of 1943 relating to general municipal elections in said town, with a favorable report.

By Senator Bell, for the Committee on Judiciary No. 1:

S. B. 341, a bill to amend General Statutes 33-49.1 relating to the transfer of guardianship, with a favorable report.

H. B. 233, a bill to decrease the amount of annual installments of principal that shall become due upon assessment anticipation notes in order to encourage a larger participation in the preservation of soil and land by drainage districts, with a favorable report.

H. B. 536, a bill to amend Chapter 84 of the General Statutes relating to attorneys at law, with a favorable report.

H. B. 764, a bill to amend General Statutes 160-453.11 and General Statutes 160-453.23 so as to extend the effective date of Municipal Annexation by election to July 1, 1962, with a favorable report.

H. B. 750, a bill to amend General Statutes 153-266.22 making Article 20B of Chapter 153 of the General Statutes applicable to Onslow County, with a favorable report.

H. B. 790, a bill adopting official record of uncollected taxes for the years 1951 through 1958 for the county of Buncombe and the city of Asheville, with a favorable report.

H. B. 895, a bill to amend General Statutes 9-25 relating to grand juries in Craven County, with a favorable report.

H. B. 812, a bill to add a new Article to the Drainage District Law by amending Chapter 156 of the General Statutes to provide for improvements, renovation, enlargement and extension of canals, structures and boundaries and to amend various Sections of the Drainage District Law, with a favorable report.

H. B. 826, a bill to amend General Statutes 47-30 relating to the registration of land maps, with a favorable report.

H. B. 839, a bill to amend General Statutes 156-61 relating to drainage districts and authorizing the board of county commissioners to advance funds for administration expenses and requiring repayment of same from assessments levied, with a favorable report.

By Senator Clark, for the Committee on Judiciary No. 2:

S. B. 245, a bill to amend General Statutes 143-52 so as to authorize the Director of Administration to require affidavits of bidders upon State contracts to the effect that there was no collusion among the bidders, with an unfavorable report as to bill, favorable report as to committee substitute bill.

H. B. 489, a bill to amend General Statutes 7-134.1 so as to place the duty of distributing warrants to justices of the peace, with a favorable report.

H. B. 523, a bill to amend General Statutes 45-21.38 relating to the abolition of deficiency judgments where mortgage represents part of the purchase price, with a favorable report.

H. B. 613, a bill making Clay County "Stock Law Territory", with a favorable report.

H. B. 618, a bill to amend General Statutes 130-128 relating to corporate powers of sanitary districts, with a favorable report, as amended.

By Senator Thomas of Hoke, for the Committee on Propositions and Grievances:

S. B. 367, a bill to authorize the qualified voters of the town of Hertford to determine whether or not Alcoholic Beverage Control Stores shall be established in said town and to prescribe the disposition of the net profits thereof, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Rutledge: S. B. 376, a bill abolishing the office of treasurer of Cabarrus County.

Referred to Committee on Local Government.

By Senator Hamilton: S. B. 377, a bill amending General Statutes 105-422 so as to make its provisions applicable to Cartaret County and its political subdivisions.

Referred to Committee on Counties, Cities and Towns.

By Senator Hollowell: S. B. 378, a bill relating to the compensation of the board of county commissioners of Wayne County.

Referred to Committee on Salaries and Fees.

By Senators Thomas of Union and Royall: S. B. 379, a bill to authorize the erection of an appropriate memorial upon the lands of the Morrow Mountain State Park honoring the memory of James McKnight Morrow who was largely responsible for the establishment of this Park.

Referred to Committee on Conservation and Development.

By Senator Thomas of Union: S. R. 380, a joint resolution permitting the Board of Awards of the Advisory Budget Commission to reject low bids for foreign products in favor of higher bids for domestic products when the board deems it wise.

Referred to Committee on Conservation and Development.

By Senator Stikeleather: S. B. 381, a bill to repeal Section 12 of Chapter 349 of the Session Laws of 1957 relating to appropriations for the support of the Prison Department.

Referred to Committee on Appropriations.

By Senators Alford and Shelton: S. B. 382, a bill to amend General Statutes 105-334 relating to the listing and assessing of all real and personal property and polls subject to taxation by cities and towns situated in two or more counties.

Referred to Committee on Local Government.

By Senators Humphrey and Stikeleather: S. B. 383, a bill to provide for the public school education of exceptionally talented children in North Carolina.

Referred to Committee on Education.

By Senator McGeachy: S. B. 384, a bill to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Cumberland County.

Referred to Committee on Courts and Judicial Districts.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 705, a bill to amend Chapter 83 of the Private Laws of 1935 relating to the control of amusements and the sale of intoxicating beverages in the vicinity of High Point Municipal Park in Jamestown Township.

Referred to Committee on Local Government.

H. B. 754, a bill relating to mosquito control in Onslow County.
Referred to Committee on Public Health.

H. B. 686, a bill to authorize the Guilford County Board of Education to sell certain real property at private sale.
Referred to Committee on Education.

H. B. 704, a bill authorizing the qualified voters of the town of Jamestown to vote upon the establishment of liquor control stores in the town of Jamestown.

Referred to Committee on Propositions and Grievances.

H. B. 766, a bill relating to town officers and municipal elections in the town of Winton in Hertford County.

Referred to Committee on Local Government.

H. B. 778, a bill to establish the compensation to be paid to the members of the board of commissioners of Mitchell County.

Referred to Committee on Salaries and Fees.

H. B. 779, a bill to provide for the compensation of the treasurer-tax collector of Mitchell County.

Referred to Committee on Salaries and Fees.

H. B. 800, a bill to amend Chapter 111, Session Laws of 1951, relating to libraries and facilities in the Superior and Recorders' Court of Robeson County, North Carolina.

Referred to Committee on Counties, Cities and Towns.

H. B. 836, a bill to fix the compensation of the members of the Columbus County Board of Education.

Referred to Committee on Education.

H. B. 842, a bill to fix the fees of the register of deeds of Johnston County.

Referred to Committee on Salaries and Fees.

H. B. 851, a bill to amend S. B. 9, entitled "an Act relating to the North Carolina Small Loans Act", ratified March 3, 1961, so as to extend for sixty days the time within which persons may not commence operating a small loan business.

Upon motion of Senator Aydlett, the bill is placed upon the Calendar.

H. B. 855, a bill relating to the election and terms of office of members of the board of county commissioners of Hertford County.

Referred to Committee on Salaries and Fees.

H. B. 885, a bill relating to compensation for the chairman and members of the Greene County Board of Education.

Referred to Committee on Education.

H. B. 898, a bill to amend the charter of the city of Greensboro, Chapter 37, Private Laws of 1923, as revised and amended by Chapter 1137, Session Laws of 1959.

Referred to Committee on Judiciary No. 1.

H. B. 901, a bill to provide for selection of members of the board of education and members of the board of county commissioners of Bertie County.

Referred to Committee on Education.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 352, a bill to consolidate and transfer all authority, control and administration of the public schools of Lee County to the Sanford-Lee County Board of Education, to authorize the levy of a supplemental school tax not in excess of twenty cents on the one hundred dollars valuation, and to provide for a referendum to determine whether or not this Act shall be effective, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

The bill is ordered engrossed.

S. B. 355, a bill validating the levying and assessing of all ad valorem taxes on real and personal property and polls subject to taxation by the city of Rocky Mount, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

The bill is ordered sent to the House of Representatives.

S. B. 347, a bill to fix the compensation and travel allowance of the chairman and members of the board of county commissioners of Sampson County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 348, a bill to fix the compensation and travel allowances of the Sampson County Board of Education.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 652, a bill relating to the compensation of certain officials in Gates County.

Passes its second and third readings and is ordered enrolled.

H. B. 653, a bill relating to the fees of the register of deeds of Gates County.

Passes its second and third readings and is ordered enrolled.

H. B. 679, a bill to amend Chapter 229, Session Laws of 1957, relating to fees for jail operation in Vance County.

Passes its second and third readings and is ordered enrolled.

H. B. 680, a bill to amend General Statutes 151-4 as it relates to the compensation of the constable of Henderson Township in Vance County.

Passes its second and third readings and is ordered enrolled.

H. B. 687, a bill to amend Chapter 1136, Session Laws of 1957, relating to the salary of the clerk of Superior Court of Guilford County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 706, a bill fixing the fees to be charged by the register of deeds of Jones County.

Passes its second and third readings and is ordered enrolled.

H. B. 731, a bill regulating the fees to be charged by justices of the peace in Onslow County.

Passes its second and third readings and is ordered enrolled.

H. B. 736, a bill to authorize the board of county commissioners of Union County to fix the compensation of Superior Court jurors.

Passes its second and third readings and is ordered enrolled.

H. B. 748, a bill to amend General Statutes 152-5 relating to the compensation of the coroner of Graham County.

Passes its second and third readings and is ordered enrolled.

H. B. 755, a bill to fix the compensation of the board of county commissioners of Onslow County.

Passes its second and third readings and is ordered enrolled.

S. B. 297, a bill to amend Chapter 1211 of the Session Laws of 1959 relating to taxes upon insurance companies, upon third reading.

Senator Stone moves that the bill be re-referred to the Committee on Insurance.

The motion fails to prevail.

The bill passes its third reading by roll call vote, ayes 40, noes 7, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Brock, Burrow, Clayton, Cook, Crew, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hollowell, Hoyle, Humber, Jordan, Kesler, King, McGeachy, Midgett, Moore, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stone, Sumner, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—40.

Those voting in the negative are: Senators Bell, Clark, Currie, Hancock, Morgan, Thomas of Hoke, Thomas of Union—7.

The bill is ordered sent to the House of Representatives.

H. B. 453, a bill amending and rewriting certain provisions of Chapter 86 of the General Statutes of North Carolina entitled "Barbers", upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Jordan, Kesler, King, McGeachy, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—46.

Those voting in the negative are: Senators Midgett—1.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 244, a bill relating to the compulsory inspection of meat, meat products and meat by-products, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitmire, Winkler—46.

S. B. 250, a bill to rewrite Article 14 of Chapter 58 of the General Statutes of North Carolina relating to real estate title insurance companies.

The amendment offered by the Committee, held not to be material, is adopted.

Upon motion of Senator Jordan, action on the bill is postponed until Friday, June 2, 1961.

S. B. 97, a bill to amend Chapter 20 of the General Statutes of North Carolina to provide for scientific tests for intoxication in criminal cases involving drunken driving.

Senator White offers an amendment, which is adopted.

Senator Warren of Sampson offers an amendment, which fails of adoption.

Upon the passage of the bill upon its second reading, Senator Moore calls for the "ayes" and "noes".

The call is sustained.

Senator Kesler offers an amendment, which fails of adoption.

Senator Clark moves that action on the amendment and bill be postponed until Wednesday, May 31, 1961.

The motion fails to prevail.

The bill passes its second reading by roll call vote, ayes 29, noes 13, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Bell, Brock, Burrow, Clayton, Currie, Davis, Eubank, Hancock, Hollowell, Hoyle, Humber, Midgett, Moore, Morgan, Rhyne, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Thomas of Hoke, Van Landingham, Warren of Beaufort, Whitley, Winkler, Winslow—29.

Those voting in the negative are: Senators Clark, Cook, Crew, Eagles, Forsyth, Gentry, Kesler, King, McGeachy, Roberts, Royall, Sumner, Warren of Sampson—13.

The following pairs are announced: Senators Hamilton "aye", White "no"; Humphrey "aye", Banzet "no"; Jordan, "aye", Thomas of Union "no".

Upon objection of Senator Thomas of Union to the third reading of the bill, the bill remains upon the Calendar.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 12 M.

NINETY-SEVENTH DAY

SENATE CHAMBER,
Wednesday, May 31, 1961.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Dr. Allen P. Brantley, Executive Director of Christian Higher Education in the North Carolina Methodist Conference, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Winkler, S. B. 260, a bill to exempt Watauga County from the General Primary Laws of the State insofar as they apply to nomination of Democratic candidates for the General Assembly and county offices and to provide for the nomination of such candidates in Convention, is recalled from the House of Representatives for further consideration by the Senate, and a message is ordered sent to that Honorable Body informing them of such action.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolution properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 259, an act to amend Article 1 of Chapter 116 of the General Statutes of North Carolina, so as to make Chapter 20 of the General Statutes, relating to motor vehicles, applicable in the use of the streets, alleys and driveways on the grounds of Appalachian State Teachers College and to authorize the Appalachian Trustees to adopt traffic regulations.

S. B. 303, an act to abolish the office of county treasurer of Gaston County.

H. B. 652, an act relating to the compensation of certain officials in Gates County.

H. B. 653, an act relating to the fees of the register of deeds of Gates County.

H. B. 679, an act to amend Chapter 229, Session Laws of 1957, relating to fees for jail operation in Vance County.

H. B. 680, an act to amend General Statutes 151-4 as it relates to the compensation of the constable of Henderson Township in Vance County.

H. B. 706, an act fixing the fees to be charged by the register of deeds of Jones County.

H. B. 731, an act regulating the fees to be charged by justices of the peace in Onslow County.

H. B. 736, an act to authorize the board of county commissioners of Union County to fix the compensation of Superior Court jurors.

H. B. 748, an act to amend General Statutes 152-5 relating to the compensation of the coroner of Graham County.

H. B. 755, an act to fix the compensation of the board of county commissioners of Onslow County.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 352, a bill to consolidate and transfer all authority, control and administration of the public schools of Lee County to the Sanford-Lee County Board of Education, to authorize the levy of a supplemental school tax not in excess of twenty cents on the one hundred dollars valuation, and to provide for a referendum to determine whether or not this Act shall be effective.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator King, for the Committee on Counties, Cities and Towns:

S. B. 357, a bill to provide for an election within the North Asheboro-Central Falls Sanitary District and the town of Asheboro on the proposition of merger, with a favorable report.

S. B. 359, a bill relating to a contract between the town of Asheboro and the North Asheboro-Central Falls Sanitary District for the joint use of the sewage treatment plant being constructed by the town of Asheboro, with a favorable report.

S. B. 365, a bill to amend General Statutes 153-246 relating to joint administrative functions of contiguous counties and municipalities in Edgecombe and Nash Counties, with a favorable report.

S. B. 377, a bill amending General Statutes 105-422 so as to make its provisions applicable to Carteret County and its political subdivisions, with a favorable report.

H. B. 760, a bill to amend Chapter 220 of the Session Laws of 1953, the same being the charter of the town of Kill Devil Hills, so as to increase the number of commissioners of said town from three to five, with a favorable report.

H. B. 767, a bill to authorize the board of commissioners of the town of Valdese to appropriate and pay funds to the Valdese Community Center, with a favorable report.

H. B. 770, a bill to amend Chapter 402 of the Session Laws of 1947 relating to the establishment of Winston-Salem Firemen's Retirement Fund Association, with a favorable report.

H. B. 772, a bill to create a peace officers' relief fund for the county of Rockingham, with a favorable report.

H. B. 775, a bill to amend General Statutes 47-30 relating to mapping requirements by exempting Davie County from the requirements that map lines shall be made by horizontal measurements, with a favorable report.

H. B. 786, a bill to authorize the sheriff of Person County to appoint special officers at the request of citizens operating business establishments, with a favorable report.

H. B. 800, a bill to amend Chapter 111, Session Laws of 1951, relating to libraries and facilities in the Superior and Recorders' Courts of Robeson County, North Carolina, with a favorable report.

H. B. 806, a bill to provide for settlement and disbursement of certain funds in the hands of the clerk of Superior Court of Johnston County as of May 7, 1959, with a favorable report.

H. B. 809, a bill to amend General Statutes 2-53 relating to certain powers and duties of the clerk of the Superior Court of Wake County, with a favorable report.

H. B. 815, a bill to authorize policemen and other law enforcement officers of the town of Garner to make arrests and serve criminal process at any place in Wake County within a radius of one mile distance from the corporate limits of said town, with a favorable report.

H. B. 822, a bill to amend Chapter 789, Session Laws of 1955, to provide for the compensation of the mayor and aldermen of the town of Long View in Catawba County, with a favorable report.

H. B. 824, a bill to authorize the city of Raleigh, the city of Durham, the county of Durham and the county of Wake to convey at private sale certain property at the Raleigh-Durham airport to the State of North Carolina for National Guard purposes, with a favorable report.

H. B. 825, a bill to authorize the city council of the city of Durham to provide for auxiliary policemen and auxiliary firemen upon the conditions, restrictions, and limitations more specifically described herein; and for other purposes, with a favorable report.

H. B. 830, a bill to amend Chapter 673 of the Session Laws of 1945 relating to taxing and regulation of professional bondsmen in New Hanover County, with a favorable report.

H. B. 831, a bill to amend Chapter 135 of the Session Laws of 1953 relating to the establishment of a law library for the public officials and courts of New Hanover County, and to provide a fund for court improvement and maintenance in said county, with a favorable report.

H. B. 832, a bill to amend Chapter 459 of the Public-Local Laws of 1935 relating to the commitment of inebriates to the county farm in New Hanover County, with a favorable report.

H. B. 833, a bill to provide for the election of members of the council of the town of Carolina Beach and to fix their terms of office, with a favorable report.

H. B. 834, a bill to authorize the town council of the town of Carolina Beach to use non-tax funds for advertising, with a favorable report.

H. B. 850, a bill relating to the change of day for holding the municipal elections in the city of Oxford, with a favorable report.

By Senator White, for the Committee on Finance:

S. B. 272, a bill to amend General Statutes 105-64(b) and General Statutes 105-64.1(b) so as to exempt non-stock, non-profit charitable recreational corporations, foundations or centers from certain privileged license tax, with a favorable report.

S. B. 302, a bill to exempt from taxation the buildings, with the land actually occupied, belonging to the North Carolina Federation, of Women's Clubs, and any local Women's Club affiliated therewith, with an unfavorable report.

S. B. 374, a bill relating to the lien on property for unpaid sewerage charges in the town of Spindale, with a favorable report.

H. B. 529, a bill to validate actions heretofore taken in relation to sanitary districts, including the creation thereof, the issuance of bonds thereby, and the appointment or election of member of the governing boards thereof, with a favorable report.

H. B. 577, a bill amending General Statutes 105-446 relating to applications for gasoline tax refunds, with a favorable report.

H. B. 744, a bill to authorize a tax levy in Person County for county building and repair purposes, with a favorable report.

By Senator Thomas of Union, for the Committee on Manufacturing, Labor and Commerce:

S. B. 286, a bill to amend General Statutes 95-17 relating to the limitations of hours of employment and exceptions thereto, with a favorable report.

H. B. 702, a bill to amend General Statutes 95-86 relating to minimum wages of salesmen, taxicab drivers and operators, with a favorable report.

H. B. 234, a bill to amend Section 95-88 of the General Statutes pertaining to minimum wages, with a favorable report.

S. B. 340, a bill to establish a uniform code of safety for the handling of liquified petroleum gases, with a favorable report.

By Senator Bell, for the Committee on Judiciary No. 1:

S. B. 299, a bill to provide for the removal of vehicles abandoned, left unattended or left illegally parked upon the streets and highways, with a favorable report, as amended.

By Senator Rutledge, for the Committee on Public Welfare:

H. B. 525, a bill amending certain Sections of Chapter 111 of the General Statutes of North Carolina relating to the North Carolina State Commission for the Blind, with a favorable report, as amended.

By Senator Forsyth, for the Committee on Salaries and Fees:

S. B. 144, a bill to amend General Statutes 153-9 relating to powers of the board of county commissioners so as to include Cherokee County, with a favorable report.

S. B. 145, a bill to amend General Statutes 153-48.5 relating to county officials and employees so as to include Cherokee County, with a favorable report.

By Senator Eagles, for the Committee on State Government:

S. R. 283, a joint resolution authorizing the appointment of a commission to study public welfare programs and to submit a report to the Governor and the 1963 Session of the General Assembly, with a favorable report.

Upon motion of Senator Eagles, the resolution is re-referred to the Committee on Appropriations.

S. B. 320, a bill to require that the interest on the monthly balance of State Highway funds be paid into the Highway Fund of the State, with a favorable report.

S. R. 322, a joint resolution authorizing the Governor to appoint a commission to study and make recommendations for the development, growth and advancement of small business enterprises in North Carolina, with a favorable report, as amended.

H. B. 622, a bill to provide for the codification and printing of the Revenue Act, the same being Chapter 158 of the Public Laws of 1939, as amended, with a favorable report.

H. B. 623, a bill to provide for the codification and printing of the Machinery Act, the same being Chapter 310 of the Public Laws of 1939, as amended, with a favorable report.

H. R. 840, a joint resolution authorizing the Governor to appoint a Commission to study and make recommendations to the Governor as to the necessity and advisability of reorganization of State government in the interest of more efficient and economical administration, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Winkler: S. B. 385, a bill to amend Article 20A of Chapter 153 of the General Statutes by making the same applicable to certain counties.

Referred to Committee on Local Government.

By Senator Winkler: S. B. 386, a bill to amend Article 20B of Chapter 153 of the General Statutes by making the same applicable to certain counties.

Referred to Committee on Local Government.

By Senator Whitmire: S. B. 387, a bill to amend General Statutes 130-17 so as to limit the power of local boards of health to make charges for sanitary inspections of certain dairies.

Referred to Committee on Agriculture.

By Senator Whitmire: S. B. 388, a bill to amend the charter of the city of Hendersonville in Henderson County with reference to the power to borrow money and issue bonds and levy taxes for the payment of the principal and interest thereof, and to repeal Sections 2 and 5, inclusive, of Chapter 100 of the Private Laws of 1927, relating to the city of Hendersonville, and all laws and parts of laws in conflict with the provisions of this Act.

Referred to Committee on Finance.

By Senator Currie: S. B. 389, a bill to amend Chapter 797, Session Laws of 1947, which amended Section 14 of the charter of the city of Durham relative to the compensation of members of the city council.

Referred to Committee on Judiciary No. 2.

By Senator Crew: S. B. 390, a bill to amend Article II, Sections 3 and 4, of the Constitution of North Carolina, governing representation in the State Senate.

Referred to Committee on Election Laws and Legislative Representation.

By Senator Sumner: S. B. 391, a bill to amend General Statutes 62-31 relating to minimum rate authority of the Utilities Commission.

Referred to Committee on Public Utilities.

By Senator Alford: S. B. 392, a bill to amend Chapter 66 of the General Statutes so as to provide for the licensing and regulation of motor clubs and associations by the Commissioner of Insurance, and to provide for fees in connection therewith.

Referred to Committee on Insurance.

By Senator Hoyle: S. B. 393, a bill relating to the appointment of members of the board of education of Lee County.

Upon motion of Senator Hoyle, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senators Aydtlett and Winslow: S. B. 394, a bill amending Chapter 1212 of the Session Laws of 1959 creating a firemen's pension fund.

Referred to Committee on Retirement, Employment Security.

By Senator Aydtlett: S. B. 395, a bill to rewrite Article 29A of Chapter 143 of the General Statutes so as to provide for the establishment of the Governor's Committee on Employment of the Handicapped.

Referred to Committee on Retirement, Employment Security.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

House Committee Substitute for S. B. 179, a bill to amend Article VI, Section 2, of the Constitution of North Carolina so as to permit new residents not qualified to vote only because of insufficient residence time, to vote for Presidential and Vice-Presidential Electors.

The bill is placed upon the Calendar.

H. B. 427, a bill to amend General Statutes 130-148 relating to the extension of sanitary districts.

Referred to Committee on Public Health.

H. B. 441, a bill to authorize the operation of summer schools in the public school system of the State.

Referred to Committee on Education.

H. B. 484, a bill relating to the power of the board of commissioners of the town of Huntersville to levy taxes and fix the salary of the town clerk.

Referred to Committee on Finance.

H. B. 717, a bill to amend H. B. 121, enacted by the 1961 General Assembly, entitled "an act to change the style of the name of the town of Graham in Alamance County to the city of Graham and to provide a consolidated and revised charter therefor."

Referred to Committee on Counties, Cities and Towns.

H. B. 776, a bill to rewrite General Statutes 14-287 relating to unused and exposed wells.

Referred to Committee on Judiciary No. 2.

H. B. 811, a bill relating to joint ownership of stock, bonds or other securities of domestic and foreign corporations with right of survivorship.

Referred to Committee on Judiciary No. 1.

H. R. 973, a joint resolution honoring the life and memory of John Andy Woods, former member of the General Assembly.

The resolution is placed upon the Calendar.

HOUSE OF REPRESENTATIVES,
Wednesday, May 31, 1961.

Mr. President:

Pursuant to your request we are returning S. B. 265 entitled "an Act to fix the compensation of the members of the board of county commissioners of Davie County," for further consideration by your Honorable Body.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

Upon motion of Senator Brock, the vote by which the bill passes its third reading is reconsidered.

Senator Brock offers an amendment which is adopted.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, by special messenger.

HOUSE OF REPRESENTATIVES,
Wednesday, May 31, 1961.

Mr. President:

Pursuant to your request we are returning S. B. 260 entitled "an Act to exempt Watauga County from the General Primary Laws of the State insofar as they apply to nomination of Democratic candidates for the General Assembly and county offices and to provide for the nomination of such candidates in Convention," for further consideration by your Honorable Body.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

Upon motion of Senator Winkler, the vote by which the bill passed its third reading is reconsidered, and upon his motion the bill is re-referred to the Committee on Election Laws and Legislative Representation.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 367, a bill to authorize the qualified voters of the town of Hertford to determine whether or not alcoholic beverage control stores shall

be established in said town and to prescribe the disposition of the net profits thereof.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 489, a bill to amend General Statutes 7-134.1 so as to place the duty of distributing warrants to justices of the peace.

Passes its second and third readings and is ordered enrolled.

H. B. 571, a bill to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina, relating to the promotion of soil conservation work, so as to make it apply to Montgomery County.

Passes its second and third readings and is ordered enrolled.

H. B. 613, a bill making Clay County "Stock Law Territory".

Passes its second and third readings and is ordered enrolled.

H. B. 626, a bill to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina relating to the promotion of soil conservation work, so as to make it apply to Granville County.

Passes its second and third readings and is ordered enrolled.

H. B. 650, a bill to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina relating to the promotion of soil conservation work, so as to make it apply to Davie County.

Passes its second and third readings and is ordered enrolled.

H. B. 695, a bill to amend General Statutes 153-9 so as to authorize the county commissioners of Lincoln County to assist financially the soil conservation services.

Passes its second and third readings and is ordered enrolled.

H. B. 749, a bill to provide for the election of a tax supervisor in Graham County.

Passes its second and third readings and is ordered enrolled.

H. B. 750, a bill to amend General Statutes 153-266.22, making Article 20B of Chapter 153 of the General Statutes applicable to Onslow County.

Passes its second and third readings and is ordered enrolled.

H. B. 790, a bill adopting official record of uncollected taxes for the years 1951 through 1958 for the county of Buncmbe and the city of Asheville.

Passes its second and third readings and is ordered enrolled.

H. B. 805, a bill to repeal the law relating to the holding of primary elections in the town of Benson in Johnston County and to amend Chapter 539 of the Session Laws of 1943 relating to general municipal elections in said town.

Passes its second and third readings and is ordered enrolled.

H. B. 895, a bill to amend General Statutes 9-25 relating to grand juries in Craven County.

Passes its second and third readings and is ordered enrolled.

S. B. 244, a bill relating to the compulsory inspection of meat, meat products and meat by-products, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hancock, Hollowell, Hoyle, Humber, Humphrey,

Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Shelton, Shuford, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

The bill is ordered engrossed.

H. B. 812, a bill to add a new Article to the Drainage District Law by amending Chapter 156 of the General Statutes to provide for improvements, renovation, enlargement and extension of canals, structures and boundaries and to amend various Sections of the Drainage District Law, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Shelton, Shuford, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

S. B. 97, a bill to amend Chapter 20 of the General Statutes of North Carolina to provide for scientific tests for intoxication in criminal cases involving drunken driving.

Senator Thomas of Union offers an amendment, which is adopted.

Senator King offers an amendment, which is adopted.

Senator Clark offers an amendment, which is adopted.

Senator Moore moves the previous question and, pending seconding, Senator White offers an amendment.

The motion of Senator Moore prevails.

The amendment offered by Senator White fails of adoption.

The bill, as amended, passes its third reading and is ordered engrossed.

S. B. 89, a bill to amend the Motor Vehicle Laws to provide for the distribution of license plates by the Department of Motor Vehicles rather than on a contractual basis and to provide for the charging of fees by the Department of Motor Vehicles for acknowledgment of signatures.

Upon motion of Senator Moore, action on the bill is postponed until Thursday, June 1, 1961.

S. B. 245, a bill to amend General Statutes 143-52 so as to authorize the Director of Administration to require affidavits of bidders upon State contracts to the effect that there was no collusion among the bidders.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 255, a bill to amend General Statutes 106-96, General Statutes 106-99.1 and General Statutes 106-100, relating to commercial feeding stuffs.

Senator Hoyle offers an amendment, which fails of adoption.

The bill passes its second reading.

Upon objection of Senator Warren of Sampson to the third reading of the bill, the bill remains upon the Calendar.

S. B. 294, a bill relating to the rotation of candidates for the State Senate in the Twenty-Fifth Senatorial District.

Upon motion of Senator Shuford, action on the bill is postponed until Monday, June 5, 1961, and is made a Special Order of the day.

S. B. 321, a bill to amend General Statutes 163-15 relating to the appointment of registrars and judges of elections.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. R. 335, a joint resolution recognizing the Flat Rock Playhouse at Flat Rock, North Carolina, as the State Theater of North Carolina.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 341, a bill to amend General Statutes 33-49.1 relating to the transfer of guardianship.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 343, a bill to amend S. B. 9, entitled "an Act relating to the North Carolina Small Loan Act", ratified March 3, 1961, so as to extend for sixty days the time within which persons may not commence operating a small loan business.

Upon motion of Senator Aydlett, action on the bill is postponed indefinitely.

H. B. 851, a bill to amend S. B. 9, entitled "an Act relating to the North Carolina Small Loans Act", ratified March 3, 1961, so as to extend for sixty days the time within which persons may not commence operating a small loan business.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 12 M.

NINETY-EIGHTH DAY

SENATE CHAMBER,
Thursday, June 1, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Mrs. Ben Sumner, Chaplain of the Sir Walter Cabinet, of Rutherfordton, North Carolina.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Sumner, the courtesies of the lobby are extended to Mrs. Robert Morgan, wife of Senator Morgan of Cleveland County, and Serena Lee Morgan and Mary Moore Morgan, daughters of Senator and Mrs. Morgan and granddaughters of Senator Moore of Robeson County, are made honorary pages of the Senate.

Upon motion of Senator Moore, the courtesies of the lobby are extended to Mrs. William Copeland, and Buston Sawyer Copeland, son of former Senator and Mrs. William Copeland of Hertford County, is made an honorary page of the Senate.

Upon motion of Senator Alford, the courtesies of the floor are extended to former Senator C. Settle Bunn of Nash County.

Upon motion of Senator Humphrey, the courtesies of the galleries are extended to the teachers and the students of the Braxton Craven School of Guilford College.

The Chair grants leave of absence to Senator Banzet for tomorrow.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 114, an act to make uniform the law with reference to trust receipts and pledges of personal property unaccompanied by possession in the pledgee.

S. B. 207, an act to amend General Statutes 28-170 to make it clear that a trustee, guardian, administrator, collector or other personal representative is entitled to commissions upon taxes withheld at the source.

S. B. 393, an act relating to the appointment of members of the board of education of Lee County.

H. B. 453, an act amending and rewriting certain provisions of Chapter 86 of the General Statutes of North Carolina entitled "Barbers".

H. B. 489, an act to amend General Statutes 7-134.1 so as to place the duty of distributing warrants to justices of the peace.

H. B. 571, an act to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina, relating to the promotion of soil conservation work, so as to make it apply to Montgomery County.

H. B. 613, an act making Clay County "Stock Law Territory".

H. B. 626, an act to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina, relating to the promotion of soil conservation work, so as to make it apply to Granville County.

H. B. 650, an act to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina, relating to the promotion of soil conservation work so as to make it apply to Davie County.

H. B. 687, an act to amend Chapter 1136, Session Laws of 1957, relating to the salary of the clerk of Superior Court of Guilford County.

H. B. 695, an act to amend General Statutes 153-9 so as to authorize the county commissioners of Lincoln County to assist financially the soil conservation services.

H. B. 749, an act to provide for the election of a tax supervisor in Graham County.

H. B. 750, an act to amend General Statutes 153-266.22 making Article 20B of Chapter 153 of the General Statutes applicable to Onslow County.

H. B. 790, an act adopting official record of uncollected taxes for the years 1951 through 1958 for the county of Buncombe and the city of Asheville.

H. B. 805, an act to repeal the law relating to the holding of primary elections in the town of Benson in Johnston County and to amend Chapter 539 of the Session Laws of 1943 relating to General municipal elections in said town.

H. B. 851, an act to amend S. B. 9, entitled "an Act relating to the North Carolina Small Loans Act", ratified March 3, 1961, so as to extend for sixty days the time within which persons may not commence operating a small loan business.

H. B. 895, an act to amend General Statutes 9-25 relating to grand juries in Craven County.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 244, a bill relating to the compulsory inspection of meat, meat products, and meat by-products.

S. R. 335, a joint resolution recognizing the Flat Rock Playhouse at Flat Rock, North Carolina, as the State Theater of North Carolina.

S. B. 97, a bill to amend Chapter 20 of the General Statutes of North Carolina to provide for scientific tests for intoxication in criminal cases involving drunken driving.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Hoyle, for the Committee on Interstate and Federal Relations:

S. R. 314, a joint resolution requesting the Congress of the United States to propose to the people an amendment to the United States Constitution, or to call a convention for such purpose, with a favorable report.

Upon motion of Senator Sumner, the bill is placed upon the Calendar for Monday, June 5, 1961.

By Senator Clark, for the Committee on Judiciary No. 2:

S. B. 373, a bill to amend Section 20-71.1 of the General Statutes relating to proof of registration as evidence of ownership of a motor vehicle in certain instances, with a favorable report.

H. B. 688, a bill to permit professional bondsmen who are officers of a duly authorized life saving and rescue squad to serve also as deputy sheriffs, with a favorable report.

H. B. 724, a bill to increase the maximum punishment of safe-cracking and safe robbery, with a favorable report.

H. B. 804, a bill relating to damage to property by dogs in Craven County, with a favorable report.

H. B. 846, a bill to rewrite General Statutes 153-111 and General Statutes 160-398 authorizing the destruction of paid bonds and coupons of counties, cities and towns, with a favorable report.

H. B. 781, a bill to provide for the systematic advertising of the resources and advantages of Rowan County and to authorize expenditures therefor, with a favorable report.

H. B. 782, a bill to repeal Chapter 212 of the Public Local Laws of 1941 relating to appropriations to the Samuel C. Hart Post, American Legion, for charity work, with a favorable report.

By Senator Bell, for the Committee on Judiciary No. 1:

S. B. 327, a bill to amend General Statutes 44-43 so as to provide for perfection of liens by filing claim with the receiver in certain cases, with a favorable report.

S. B. 363, a bill to amend Section 127-113 of the General Statutes to provide that the issuance of bonds and the levy of a tax for the payment thereof by counties and municipalities for the purposes of Article 13 of Chapter 127 of the General Statutes shall be subject to approval at an election if required by the Constitution or if required pursuant to the provisions of the County Finance Act or the Municipal Finance Act, with a favorable report.

H. B. 603, a bill to amend Chapter 18 of the General Statutes to provide that certain employees of the State Board of Alcoholic Control be commissioned special peace officers and to define their duties, with a favorable report.

H. B. 827, a bill providing for service of process upon non-resident operators of watercraft and upon the personal representatives of deceased non-resident operators of watercraft, with a favorable report.

By Senator Winslow, for the Committee on Retirement, Employment Security:

S. B. 394, a bill amending Chapter 1212 of the Session Laws of 1959 creating a firemen's pension fund, with a favorable report.

By Senator Humphrey, for the Committee on Insurance:

S. B. 371, a bill to create a North Carolina Health Insurance Advisory Board and define its organization, duties and responsibilities, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Bell: S. B. 396, a bill relating to deductions of contributions for income tax purposes.

Referred to Committee on Finance.

By Senator Johnson: S. B. 397, a bill to amend Article 36 of Chapter 160 of the General Statutes relative to extension of corporate limits so as to make the same applicable to Iredell County.

Referred to Committee on Local Government.

By Senator Banzet: S. B. 398, a bill to amend General Statutes 105-296(4) relating to exemptions from taxes of certain educational institutions.

Referred to Committee on Judiciary No. 2.

By Senator Banzet: S. B. 399, a bill to amend General Statutes 105-297(3) relating to exemptions from taxes of certain personal property of educational institutions.

Referred to Committee on Judiciary No. 2.

By Senator Stone: S. B. 400, a bill to amend General Statutes 160-204 to permit municipal corporations to acquire property for purposes of fire departments and fire stations.

Referred to Committee on Judiciary No. 2.

By Senator McGeachy: S. B. 401, a bill relating to the rotation of candidates for the State Senate in the Tenth Senatorial District.

Referred to Committee on Election Laws and Legislative Representation.

By Senator Cook: S. B. 402, a bill to amend Chapter 57 of the General Statutes and various Sections of Chapter 58 of the General Statutes related thereto in order to make the same applicable to dental service corporations.

Referred to Committee on Public Health.

By Senator Hamilton: S. B. 403, a bill to amend Chapter 225 of the Private Laws of 1927, relating to the charter of the town of Newport in Carteret County.

Referred to Committee on Counties, Cities and Towns.

By Senator Hamilton: S. B. 404, a bill relating to investment of non-current funds of Carteret County.

Referred to Committee on Counties, Cities and Towns.

By Senator King: S. B. 405, a bill amending Section 1-176 of the General Statutes of North Carolina with reference to continuances.

Referred to Committee on Judiciary No. 2.

By Senator King: S. B. 406, a bill to redefine the corporate limits of the city of Laurinburg, and to provide for the regulation of parks, streets, and subdivisions within one mile of the corporate limits.

Referred to Committee on Counties, Cities and Towns.

By Senator King: S. B. 407, a bill appropriating funds to establish a museum-visitor center at the Richmond Temperance and Literary Society Hall and John Charles McNeill Memorial Gardens in Scotland County.

Referred to Committee on Appropriations.

By Senators Humphrey, Winkler, Humber and Jordan: S. B. 408, a bill to provide for control of roadside advertising adjacent to the national system of interstate and defense highways.

Referred to Committee on Public Roads.

By Senator McGeachy: S. B. 409, a bill to increase the salaries of the several solicitors of the solicitorial districts of the State of North Carolina.

Referred to Committee on Appropriations.

By Senator Forsyth: S. B. 410, a bill creating the Nantahala Power District as a municipal corporation and instrumentality of the counties of Cherokee, Clay, Graham, Macon and Swain, and the municipalities of Andrews, Robbinsville, Bryson City and Franklin; defining the territory of such District; and authorizing such District to furnish electric service to the inhabitants of said territory, to acquire by purchase or exercise of the right of eminent domain, construct, establish, own, maintain, operate, extend, improve, and dispose of, all or any part of, any electric, generating, transmission, and distribution systems, facilities, and properties, and to

produce, purchase, transmit, distribute, and sell or otherwise dispose of electric power and energy to and for the benefit of the inhabitants of said territory.

Referred to Committee on Public Utilities.

By Senator Forsyth: S. B. 411, a bill to provide for the purchase of the capital assets of public utilities which cease to operate such assets as a public utility.

Referred to Committee on Public Utilities.

By Senator Forsyth: S. B. 412, a bill to appoint Robert Stiles a member of the board of education of Cherokee County to replace Allen Brendle, resigned.

Referred to Committee on Education.

By Senator Hancock: S. B. 413, a bill to amend Chapter 534 of the Session Laws of 1961, entitled "an Act to amend Chapter 47 of the General Statutes relating to plats, subdivisions and land surveys and recording of same," ratified May 30, 1961.

Referred to Committee on Judiciary No. 1.

By Senator Shelton: S. B. 414, a bill to amend the definition of "chauffeur", as the same appears in General Statutes 20-6.

Referred to Committee on Public Roads.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 741, a bill to amend Chapter 30 of the General Statutes relating to the surviving spouse's year's allowance.

Referred to Committee on Judiciary No. 1.

H. B. 837, a bill providing for the perpetual preservation of the Legislative Chambers in the present Capitol Building and to provide for the future use and custodial care thereof.

Referred to Committee on Conservation and Development.

H. B. 860, a bill relating to procedure in the county criminal court of Davie County.

Referred to Committee on Courts and Judicial Districts.

H. B. 876, a bill to amend Chapter 84 of the General Statutes of North Carolina relating to attorneys at law.

Referred to Committee on Judiciary No. 2.

H. B. 881, a bill to regulate elections in Gaston County.

Referred to Committee on Election Laws and Legislative Representation.

H. B. 907, a bill to amend General Statutes 7-70 so as to add a December civil term to the Superior Court schedule in Vance County for the years 1961 and 1962.

Referred to Committee on Courts and Judicial Districts.

H. B. 939, a bill to amend General Statutes 15-21 relating to the execution of criminal warrants in Gaston County.

Referred to Committee on Judiciary No. 1.

H. B. 943, a bill to prescribe the fees which the register of deeds of Orange County shall charge for the making and issuance of duplicate birth and death certificates.

Referred to Committee on Salaries and Fees.

H. B. 944, a bill to authorize the director of the William Hayes Ackland Memorial Art Center to exchange or sell by private negotiation works of art of said Art Center when same will improve the quality, value or representative character of the Collection.

Referred to Committee on Judiciary No. 2.

H. B. 946, a bill to authorize the board of commissioners of Alexander County to appropriate nontax funds for industrial development purposes.

Referred to Committee on Local Government.

H. B. 947, a bill to amend Chapter 212, Session Laws of 1959, authorizing counties to call elections on the question of levying taxes for industrial development purposes so as to provide said act shall be applicable to Alexander County.

Referred to Committee on Finance.

H. R. 1001, a joint resolution commending Attorney General T. Wade Bruton and his entire staff for assistance rendered the membership of the 1961 General Assembly.

The resolution is placed upon the Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 357, a bill to provide for an election within the North Asheboro-Central Falls Sanitary District and the town of Asheboro on the proposition of merger, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Midgett, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Warren of Beaufort, Warren of Sampson, White, Whitmire, Winkler, Winslow—44.

S. B. 359, a bill relating to a contract between the town of Asheboro and the North Asheboro-Central Falls Sanitary District for the joint use of the sewage treatment plant being constructed by the town of Asheboro, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Midgett, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Warren of Beaufort, Warren of Sampson, White, Whitmire, Winkler, Winslow—44.

S. B. 374, a bill relating to the lien on property for unpaid sewerage charges in the town of Spindale, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Midgett, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Warren of Beaufort, Warren of Sampson, White, Whitmire, Winkler, Winslow—44.

H. B. 744, a bill to authorize a tax levy in Person County for county building and repair purposes, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Midgett, Moore, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Warren of Beaufort, Warren of Sampson, White, Whitmire, Winkler, Winslow—44.

S. B. 144, a bill to amend General Statutes 153-9 relating to powers of the board of county commissioners so as to include Cherokee County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 145, a bill to amend General Statutes 153-48.5 relating to county officials and employees so as to include Cherokee County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 365, a bill to amend General Statutes 153-246 relating to joint administrative functions of contiguous counties and municipalities in Edgecombe and Nash Counties.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 377, a bill amending General Statutes 105-422 so as to make its provisions applicable to Carteret County and its political subdivisions.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 760, a bill to amend Chapter 220 of the Session Laws of 1953, the same being the charter of the town of Kill Devil Hills, so as to increase the number of commissioners of said town from three to five.

Passes its second and third readings and is ordered enrolled.

H. B. 767, a bill to authorize the board of commissioners of the town of Valdese to appropriate and pay funds to the Valdese Community Center.

Passes its second and third readings and is ordered enrolled.

H. B. 770, a bill to amend Chapter 402 of the Session Laws of 1947 relating to the establishment of Winston-Salem Firemen's Retirement Fund Association.

Passes its second and third readings and is ordered enrolled.

H. B. 669, a bill to provide for appointment of members of the High Point City Board of Education.

Upon motion of Senator Humphrey, action on the bill is postponed until Friday, June 2, 1961.

H. B. 772, a bill to create a peace officers' relief fund for the county of Rockingham.

Passes its second and third readings and is ordered enrolled.

H. B. 775, a bill to amend General Statutes 47-30 relating to mapping requirements by exempting Davie County from the requirements that map lines shall be made by horizontal measurements.

Passes its second and third readings and is ordered enrolled.

H. B. 786, a bill to authorize the sheriff of Person County to appoint special officers at the request of citizens operating business establishments.

Passes its second and third readings and is ordered enrolled.

H. B. 800, a bill to amend Chapter 111, Session Laws of 1951, relating to libraries and facilities in the Superior and Recorders' Court of Robeson County, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 806, a bill to provide for settlement and disbursement of certain funds in the hands of the clerk of Superior Court of Johnston County as of May 7, 1959.

Passes its second and third readings and is ordered enrolled.

H. B. 809, a bill to amend General Statutes 2-53 relating to certain powers and duties of the clerk of the Superior Court of Wake County.

Passes its second and third readings and is ordered enrolled.

H. B. 815, a bill to authorize policemen and other law enforcement officers of the town of Garner to make arrests and serve criminal process at any place in Wake County within a radius of one mile distance from the corporate limits of said town.

Passes its second and third readings and is ordered enrolled.

H. B. 822, a bill to amend Chapter 789, Session Laws of 1955, to provide for the compensation of the mayor and aldermen of the town of Long View in Catawba County.

Passes its second and third readings and is ordered enrolled.

H. B. 824, a bill to authorize the city of Raleigh, the city of Durham, the county of Durham and the county of Wake to convey at private sale certain property at the Raleigh-Durham airport to the State of North Carolina for National Guard purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 825, a bill to authorize the city council of the city of Durham to provide for auxiliary policemen and auxiliary firemen upon the conditions, restrictions, and limitations more specifically described herein; and for other purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 830, a bill to amend Chapter 673 of the Session Laws of 1945 relating to taxing and regulation of professional bondsmen in New Hanover County.

Passes its second and third readings and is ordered enrolled.

H. B. 831, a bill to amend Chapter 135 of the Session Laws of 1953 relating to the establishment of a law library for the public officials and courts of New Hanover County, and to provide a fund for court improvement and maintenance in said county.

Passes its second and third readings and is ordered enrolled.

H. B. 832, a bill to amend Chapter 459 of the Public-Local Laws of 1935 relating to the commitment of inebriates to the county farm in New Hanover County.

Passes its second and third readings and is ordered enrolled.

H. B. 833, a bill to provide for the election of members of the council of the town of Carolina Beach and to fix their terms of office.

Passes its second and third readings and is ordered enrolled.

H. B. 834, a bill to authorize the town council of the town of Carolina Beach to use non-tax funds for advertising.

Passes its second and third readings and is ordered enrolled.

H. B. 850, a bill relating to the change of day for holding the municipal elections in the city of Oxford.

Passes its second and third readings and is ordered enrolled.

House Committee Substitute bill for S. B. 179, a bill to amend Article VI, Section 2, of the Constitution of North Carolina so as to permit new residents not qualified to vote only because of insufficient residence time, to vote for Presidential and Vice-Presidential Electors, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—46.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—46.

The bill is ordered enrolled.

H. B. 812, a bill to add a new Article to the Drainage District Law by amending Chapter 156 of the General Statutes to provide for improvements, renovation, enlargement and extension of canals, structures and

boundaries and to amend various Sections of the Drainage District Law, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—46.

The bill is ordered enrolled.

H. B. 529, a bill to validate actions heretofore taken in relation to sanitary districts, including the creation thereof, the issuance of bonds thereby, and the appointment or election of members of the governing boards thereof, upon second reading.

Senator White offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—46.

S. B. 255, a bill to amend General Statutes 106-96, General Statutes 106-99.1 and General Statutes 106-100, relating to commercial feeding stuffs.

The bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 89, a bill to amend the motor vehicle laws to provide for the distribution of license plates by the Department of Motor Vehicles rather than on a contractual basis and to provide for the charging of fees by the Department of Motor Vehicles for acknowledgment of signatures.

The substitute bill offered by the Committee is adopted.

Senator Hancock offers an amendment, which is adopted.

Senator Winslow offers an amendment, which is adopted.

Senator Hoyle offers an amendment, which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 272, a bill to amend General Statutes 105-64(b) and General Statutes 105-64.1(b) so as to exempt non-stock, non-profit charitable recreational corporations, foundations or centers from certain privileged license tax.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 286, a bill to amend General Statutes 95-17 relating to the limitations of hours of employment and exceptions thereto.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 299, a bill to provide for the removal of vehicles abandoned, left unattended or left illegally parked upon the streets and highways.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. R. 322, a joint resolution authorizing the Governor to appoint a commission to study and make recommendations for the development, growth and advancement of small business enterprises in North Carolina.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 320, a bill to require that the interest on the monthly balance of State Highway funds be paid into the Highway Fund of the State.

Upon motion of Senator Stone, action on the bill is postponed until Wednesday, June 7, 1961.

S. B. 340, a bill to establish a uniform code of safety for the handling of liquefied petroleum gases.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 233, a bill to decrease the amount of annual installments of principal that shall become due upon assessment anticipation notes in order to encourage a larger participation in the preservation of soil and land by drainage districts.

Passes its second and third readings and is ordered enrolled.

H. B. 234, a bill to amend Section 95-88 of the General Statutes pertaining to minimum wages.

Upon the passage of the bill upon its second reading, Senator Burrow calls for the "ayes" and "noes".

The call is sustained.

The bill passes its second reading by roll call vote, ayes 46, noes 2, as follows:

Those voting in the affirmative are: Senators Alford, Aydtlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitmire, Winkler—46.

Those voting in the negative are: Senators Thomas of Hoke, Winslow—2.

The bill passes its third reading and is ordered enrolled.

H. B. 279, a bill to amend General Statutes 20-279.21 defining motor vehicle liability insurance policy for financial responsibility purposes so as to include protection against uninsured motorists.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 378, a bill to amend General Statutes 58-254.3 relating to blanket accident and health insurance so as to include policies issued to municipal or county recreation departments.

Passes its second and third readings and is ordered enrolled.

H. R. 497, a joint resolution petitioning the Commodity Credit Corporation for certain changes in regulations relating to the Agricultural Stabilization Corporation Loan Program for grain storage facilities.

Passes its second and third readings and is ordered enrolled.

H. B. 523, a bill to amend General Statutes 45-21.38 relating to the abolition of deficiency judgments where mortgage represents part of the purchase price.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow morning at 10 o'clock.

NINETY-NINTH DAY

SENATE CHAMBER,
Friday, June 2, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Bell, the courtesies of the floor are extended to former Senator John Dawson of Lenoir County.

Upon motion of Senator Moore, the courtesies of the lobby are extended to Miss Sara Nann Morgan, sister of Senator Morgan of Cleveland County.

Upon motion of Senator Midgett, the courtesies of the floor are extended to former Representative Andy Anderson of Martin County.

Upon motion of Senator Morgan, the courtesies of the lobby are extended to Dan Sumner, son of Senator and Mrs. Sumner of Rutherford County.

Upon motion of Senator Crew, the courtesies of the lobby are extended to Mrs. Tom Gregory, wife of Representative Gregory of Halifax County and Hester Gregory and Mary Lou Gregory, son and daughter of Representative and Mrs. Gregory, are made honorary pages of the Senate.

Upon motion of Senator Crew, Ann Boyd Carter of Halifax County is made an honorary page of the Senate.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 497, a joint resolution petitioning the Commodity Credit Corporation for certain changes in regulations relating to the Agricultural Stabilization Corporation Loan Program for grain storage facilities.

S. B. 179, an act to amend Article VI, Section 2 of the Constitution of North Carolina so as to permit new residents not qualified to vote only because of insufficient residence time, to vote for presidential and vice-presidential electors.

S. B. 256, an act to amend S. B. 63, ratified on April 14, 1961, relating to the terms of Superior Court to be held in Rowan County.

S. B. 264, an act to amend General Statutes 7-70 relating to terms of Superior Court in Carteret County.

S. B. 291, an act to amend General Statutes 14-286 relating to giving of false fire alarms and molesting fire alarm systems.

S. B. 295, an act to amend S. B. 55, 1961, Session of the North Carolina General Assembly, ratified the 3rd day of March, 1961, relating to the appointment, compensation, and duties of a court reporter for the Fourth Judicial District.

S. B. 305, an act to amend Article 20A of Chapter 153 of the General Statutes relative to subdivision control so as to make the same applicable to Iredell County.

S. B. 337, an act to validate the election and official acts of the mayor and commissioners of the town of Grover, a municipal corporation in Cleveland County, elected at the municipal election in May, 1961.

S. B. 306, an act to amend Article 20B of Chapter 153 of the General Statutes relative to county zoning and building regulations so as to make the same applicable to Iredell County.

S. B. 313, an act to authorize the governing body of the town of Weldon in Halifax County to sell and convey certain property owned by the town of Weldon and known as the Community Center Property no longer needed for public use.

S. B. 328, an act relating to leasing of the county home facilities of Mecklenburg County.

H. B. 233, an act to decrease the amount of annual installments of principal that shall become due upon assessment anticipation notes in order to encourage a larger participation in the preservation of soil and land by drainage districts.

H. B. 234, an act to amend Section 95-88 of the General Statutes pertaining to minimum wages.

H. B. 378, an act to amend General Statutes 58-254.3 relating to blanket accident and health insurance so as to include policies issued to municipal or county recreation departments.

H. B. 523, an act to amend General Statutes 45-21.38 relating to the abolition of deficiency judgments where mortgage represents part of the purchase price.

H. B. 760, an act to amend Chapter 220 of the Session Laws of 1953, the same being the charter of the town of Kill Devil Hills, so as to increase the number of commissioners of said town from three to five.

H. B. 767, an act to authorize the board of commissioners of the town of Valdese to appropriate and pay funds to the Valdese Community Center.

H. B. 770, an act to amend Chapter 402 of the Session Laws of 1947 relating to the establishment of Winston-Salem Firemen's Retirement Fund Association.

H. B. 772, an act to create a peace officers' relief fund for the county of Rockingham.

H. B. 775, an act to amend General Statutes 47-30 relating to mapping requirements by exempting Davie County from the requirement that map lines shall be made by horizontal measurements.

H. B. 786, an act to authorize the sheriff of Person County to appoint special police officers upon application of those operating business places or other lawful enterprises.

H. B. 800, an act to amend Chapter 111, Session Laws of 1951, relating to libraries and facilities in the Superior and Recorders' Courts of Robeson County, North Carolina.

H. B. 806, an act to provide for settlement and disbursement of certain funds in the hands of the clerk of Superior Court of Johnston County as of May 7, 1959.

H. B. 809, an act to amend General Statutes 2-53 relating to certain powers and duties of the clerk of the Superior Court of Wake County.

H. B. 812, an act to add a new Article to the Drainage District Law by amending Chapter 156 of the General Statutes to provide for improvement, renovation, enlargement and extension of canals, structures and boundaries and to amend various Sections of the Drainage District Law.

H. B. 815, an act to authorize policemen and other law enforcement officers of the town of Garner to make arrests and serve criminal process at any place in Wake County within a radius of one mile distance from the corporate limits of said town.

H. B. 822, an act to amend Chapter 789, Session Laws of 1955, to provide for the compensation of the mayor and aldermen of the town of Longview, in Catawba County.

H. B. 824, an act to authorize the city of Raleigh, the city of Durham, the county of Durham and the county of Wake to convey at private sale certain property at the Raleigh-Durham Airport to the State of North Carolina for national guard purposes.

H. B. 825, an act to authorize the City Council of the city of Durham to provide for auxiliary policemen and auxiliary firemen upon the conditions, restrictions, and limitations more specifically described herein; and for other purposes.

H. B. 830, an act to amend Chapter 673 of the Session Laws of 1945 relating to taxing and regulation of professional bondsmen and others in New Hanover County.

H. B. 831, an act to amend Chapter 135 of the Session Laws of 1953 relating to the establishment of a law library for the public officials and courts of New Hanover County, and to provide a fund for court improvement and maintenance in said county.

H. B. 832, an act to amend Chapter 459 of the Public Local Laws of 1935 relating to the commitment of inebriates to the county farm in New Hanover County.

H. B. 833, an act to provide for the election of members of the council of the town of Carolina Beach and to fix their terms of office.

H. B. 834, an act to authorize the town council of the town of Carolina Beach to use non-tax funds for advertising.

H. B. 850, an act relating to the change of day for holding the municipal elections in the city of Oxford.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 89, a bill to amend the Motor Vehicle Laws to provide for the distribution of license plates by the Department of Motor Vehicles on a contractual basis and to provide for the charging of fees by the Department of Motor Vehicles for acknowledgment of signatures.

S. R. 322, a joint resolution authorizing the Governor to appoint a Commission to study and make recommendations for the development, growth and advancement of small business enterprises in North Carolina.

S. B. 299, a bill to provide for the removal of vehicles abandoned, left unattended or left illegally parked upon the streets and highways.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Currie, for the Committee on Election Laws and Legislative Representation:

S. B. 401, a bill relating to the rotation of candidates for the State Senate in the Tenth Senatorial District, with a favorable report.

H. B. 881, a bill to regulate elections in Gaston County, with a favorable report.

By Senator White, for the Committee on Finance:

S. B. 388, a bill to amend the charter of the city of Hendersonville in Henderson County with reference to the power to borrow money and issue bonds and levy taxes for the payment of the principal and interest thereof, and to repeal Sections 2 to 5, inclusive, of Chapter 100 of the Private Laws of 1927, relating to the city of Hendersonville, and all laws and parts of laws in conflict with the provisions of this Act, with a favorable report.

H. B. 484, a bill relating to the power of the board of commissioners of the town of Huntersville to levy taxes and fix the salary of the town clerk, with a favorable report.

H. B. 544, a bill to amend General Statutes 20-88 to provide that the principal fee for the registration of property-carrying vehicles operated in combination be placed on the power unit of such combination and that a fee of \$3.00 be imposed on trailers and semi-trailers, with a favorable report.

H. B. 743, a bill to amend Chapter 212, Session Laws of 1959, relating to the authorization of the counties to call elections on the question of levying taxes for industrial development purposes, so as to provide the same as amended herein shall apply to Person County, with a favorable report, as amended.

H. B. 947, a bill to amend Chapter 212, Session Laws of 1959, authorizing counties to call elections on the question of levying taxes for industrial development purposes so as to provide said Act shall be applicable to Alexander County, with a favorable report.

By Senator Bell, for the Committee on Judiciary No. 1:

S. B. 129, a bill to amend Chapter 24 of the General Statutes so as to authorize corporations to pay any rate of interest agreed upon on loans equal to or in excess of twenty-five thousand dollars, with an unfavorable report as to bill, favorable report as to committee substitute bill.

By Senator Alford, for the Committee on Local Government:

S. B. 350, a bill to authorize the board of county commissioners of Rutherford County to appropriate non-tax revenues for soil conservation purposes, with a favorable report.

S. B. 376, a bill abolishing the office of treasurer of Cabarrus County, with a favorable report, as amended.

S. B. 382, a bill to amend General Statutes 105-334 relating to the listing and assessing of all real and personal property and polls subject to taxation by cities and towns situated in two or more counties, with a favorable report.

S. B. 385, a bill to amend Article 20A of Chapter 153 of the General Statutes by making the same applicable to certain counties, with a favorable report.

S. B. 386, a bill to amend Article 20B of Chapter 153 of the General Statutes by making the same applicable to certain counties, with a favorable report.

S. B. 397, a bill to amend Article 36 of Chapter 160 of the General Statutes relative to extension of corporate limits so as to make the same applicable to Iredell County, with a favorable report.

H. B. 705, a bill to amend Chapter 83 of the Private Laws of 1935 relating to the control of amusements and the sale of intoxicating beverages in the vicinity of High Point Municipal Park in Jamestown Township, with a favorable report.

H. B. 757, a bill to extend the jurisdiction of police officers of the town of Mayodan in Rockingham County, with a favorable report.

H. B. 758, a bill to change the style of the name of the town of Leaksville to city of Leaksville in Rockingham County, with a favorable report.

H. B. 766, a bill relating to town officers and municipal elections in the town of Winton in Hertford County, with a favorable report.

H. B. 771, a bill to amend Chapter 316 of the 1943 Session Laws relating to the taxation and regulation of professional bondsmen in Cumberland County, with a favorable report.

H. B. 784, a bill to provide for the appointment of an assistant coroner by the board of county commissioners of Hertford County, with a favorable report.

H. B. 799, a bill to amend Chapter 46, Public Local Laws of 1917, relating to the county depository of Robeson County, with a favorable report.

H. B. 819, a bill to amend the charter of the city of Greensboro, as revised and reorganized by Chapter 1137 of the Session Laws of 1959; to

amend Section 135 of Chapter 18 of the General Statutes of North Carolina; and to repeal Chapter 360, Session Laws of 1955, with a favorable report.

By Senator Moore, for the Committee on Public Roads:

S. B. 375, a bill to require seat belt anchorages on certain motor vehicles and to provide minimum standards for such anchorages and for seat belts, with a favorable report.

By Senator Forsyth, for the Committee on Salaries and Fees:

S. B. 378, a bill relating to the compensation of the board of county commissioners of Wayne County, with a favorable report.

H. B. 777, a bill to amend General Statutes 6-52 relating to fees of witnesses in Transylvania County, with a favorable report.

H. B. 778, a bill to establish the compensation to be paid to the members of the board of commissioners of Mitchell County, with a favorable report.

H. B. 788, a bill to increase the compensation of the clerk of Superior Court and the Register of Deeds of Tyrrell County, with a favorable report.

H. B. 855, a bill relating to the election and terms of office of members of the board of county commissioners of Hertford County, with a favorable report.

H. B. 880, a bill to enable the board of county commissioners of Gaston County to set and regulate all fees incident to the operation of the register of deeds office in Gaston County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Thomas of Union: S. B. 415, a bill authorizing the board of commissioners of the city of Albemarle to call an election upon the question of adopting a city manager form of government for the city of Albemarle.

Referred to Committee on Counties, Cities and Towns.

By Senator Thomas of Union: S. B. 416, a bill to allow the board of commissioners of the city of Albemarle to establish by ordinance a retirement or pension fund for the employees of the city of Albemarle.

Referred to Committee on Counties, Cities and Towns.

By Senator Forsyth: S. B. 417, a bill to authorize the Secretary of State to cancel the certificate of incorporation of a housing authority previously issued upon petition and resolution of the Town Council and members of the housing authority where no indebtedness has been incurred or property acquired.

Referred to Committee on Judiciary No. 1.

By Senator Humphrey: S. B. 418, a bill to amend General Statutes 7-70 relating to the terms of Superior Court to be held in the Greensboro Division of Guilford County.

Referred to Committee on Courts and Judicial Districts.

By Senator Burrow: S. B. 419, a bill to authorize the county of Randolph to establish and operate a county library system and to authorize the participation in this system of municipal or other public libraries in Randolph County.

Referred to Committee on Local Government.

By Senator Roberts: S. B. 420, a bill to appoint the members of the Madison County Board of Education and to provide for a non-partisan election for their successors.

Referred to Committee on Education.

By Senator Bell: S. B. 421, a bill to amend Chapter 131, Article 12 of the General Statutes to permit a hospital authority to change its name.

Referred to Committee on Public Health.

By Senator Shelton: S. B. 422, a bill relating to the compulsory inspection of poultry and poultry products.

Referred to Committee on Agriculture.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 564, a bill to strengthen the motor vehicle certificate of title laws by providing for a manufacturer's certificate of transfer for new motor vehicles and for the recordation and perfection of security interests in vehicles.

Referred to Committee on Public Roads.

H. B. 595, a bill to amend General Statutes 7-70 relating to the terms of Superior Court of Forsyth County.

Referred to Committee on Courts and Judicial Districts.

H. B. 722, a bill to validate and confirm certain official acts performed by certain persons as deputy clerks and assistant clerks of the Superior Court of Mecklenburg County.

Referred to Committee on Courts and Judicial Districts.

H. B. 740, a bill to amend General Statutes 9-25 so as to fix the terms of grand jurors of Yadkin County and to provide for their appointment.

Referred to Committee on Courts and Judicial Districts.

H. B. 793, a bill to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Polk County.

Referred to Committee on Courts and Judicial Districts.

H. B. 795, a bill to amend General Statutes 122-7 relating to membership of the board of directors of the North Carolina Hospitals Board of Control.

Referred to Committee on Mental Institutions.

H. B. 796, a bill to provide for the creation and enlargement of metropolitan sewerage districts and for the issuance thereby of general obligation bonds and revenue bonds.

Referred to Committee on Finance.

H. B. 797, a bill to prescribe additional costs to be charged in the mayor's court in the town of Newton Grove, Sampson County.

Referred to Committee on Salaries and Fees.

H. B. 845, a bill to establish a special fund for Superior Court room facilities in Madison County.

Referred to Committee on Courts and Judicial Districts.

H. B. 863, a bill to fix travel expenses of certain public officials in Bertie County.

Referred to Committee on Salaries and Fees.

H. B. 864, a bill to fix the salaries and travel expense of members of the board of county commissioners and members of the board of education of Bertie County.

Referred to Committee on Salaries and Fees.

H. B. 865, a bill to authorize the board of county commissioners of Johnston County to transfer the surplus in the sinking fund to the Agriculture Building Fund.

Referred to Committee on Local Government.

H. B. 868, a bill directing the board of county commissioners in Yancey County to turn certain delinquent taxes into the General Fund and Debt Service Fund of said county.

Referred to Committee on Counties, Cities and Towns.

H. B. 878, a bill to make General Statutes 153-10.1 concerning removal and disposal of trash and garbage applicable to Hoke County.

Referred to Committee on Local Government.

H. B. 884, a bill to amend General Statutes 153-9.35½ so as to provide that the board of commissioners of Wilkes County shall be empowered to promote farm soil conservation work.

Referred to Committee on Agriculture.

H. B. 886, a bill relating to the use of construction funds by the Hyde County Drainage District No. 7 in Hyde County.

Referred to Committee on Judiciary No. 1.

H. B. 889, a bill to amend General Statutes 153-10.1 relating to the authority of the board of county commissioners of Transylvania County to regulate the removal and disposal of trash and garbage.

Referred to Committee on Local Government.

H. B. 894, a bill to amend Chapter 652, Session Laws of 1949, relating to the nomination and election of members of the Currituck County Board of Commissioners so as to provide that the district candidates shall be elected by a vote of the people of the county as a whole.

Referred to Committee on Counties, Cities and Towns.

H. R. 908, a joint resolution urging the members of the North Carolina Delegation in the U. S. Congress to take appropriate steps to release the undeveloped lands in the vicinity of John H. Kerr Reservoir in Vance County.

Referred to Committee on Conservation and Development.

H. B. 912, a bill to provide clerical assistance for the clerk of the Superior Court and the county accountant of Yancey County.

Referred to Committee on Courts and Judicial Districts.

H. B. 914, a bill to amend General Statutes 153-10.1 relating to the removal and disposal of trash, garbage and other refuse in rural areas by making the same applicable to Stokes County.

Referred to Committee on Counties, Cities and Towns.

H. B. 916, a bill to create an advisory council to the administration of O'Berry School and Cherry Hospital.

Referred to Committee on Mental Institutions.

H. B. 942, a bill to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Gaston County.

Referred to Committee on Courts and Judicial Districts.

H. B. 945, a bill appointing members to the board of trustees of the Maxton City Administrative Unit.

Referred to Committee on Education.

H. B. 954, a bill to amend Chapter 674 of the 1955 Session Laws so as to permit the sale, possession and use of explosive caps designed to be fired in toy cap pistols in New Hanover County.

Referred to Committee on Local Government.

H. B. 960, a bill to amend Article 6A of Chapter 153 relating to the powers of the board of county commissioners to fix salaries of county employees, so as to include Martin County.

Referred to Committee on Counties, Cities and Towns.

H. B. 965, a bill amending Chapter 924, Session Laws of 1949, by authorizing and empowering the governing body of the city of Durham to construct local improvements on the public streets and alleys and specially assessing the cost or a portion of the cost thereof against abutting property.

Referred to Committee on Local Government.

H. B. 972, a bill relating to the appointment of members of the board of education of Montgomery County.

Referred to Committee on Education.

H. B. 1021, a bill relating to the appointment of members of the board of education of Northampton County.

Referred to Committee on Education.

S. B. 197, a bill to amend Article II of Chapter 143 of the General Statutes of North Carolina relating to the State Personnel Department, for concurrence in the House amendment.

Upon motion of Senator Jordan, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 285, a bill to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Wake County, for concurrence in the House amendment.

Upon motion of Senator Jordan, the Senate concurs in the House amendment and the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 357, a bill to provide for an election within the North Asheboro-Central Falls Sanitary District and the town of Asheboro on the proposition of merger, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne,

Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—46.

The bill is ordered sent to the House of Representatives.

S. B. 359, a bill relating to a contract between the town of Asheboro and the North Asheboro-Central Falls Sanitary District for the joint use of the sewage treatment plant being constructed by the town of Asheboro, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydtlett, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—46.

The bill is ordered sent to the House of Representatives.

S. B. 374, a bill relating to the lien on property for unpaid sewerage charges in the town of Spindale, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydtlett, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—46.

The bill is ordered sent to the House of Representatives.

H. B. 744, a bill to authorize a tax levy in Person County for county building and repair purposes, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydtlett, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—46.

The bill is ordered enrolled.

H. B. 48, a bill to amend Section 130-72 of the General Statutes of North Carolina regarding the pay of local registrars in Lenoir County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 669, a bill to provide for appointment of members of the High Point City Board of Education.

Senator Humphrey offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 688, a bill to permit professional bondsmen who are officers of a duly authorized life saving and rescue squad to serve also as deputy sheriffs.

Passes its second and third readings and is ordered enrolled.

H. B. 781, a bill to provide for the systematic advertising of the resources and advantages of Rowan County and to authorize expenditures therefor.

Passes its second and third readings and is ordered enrolled.

H. B. 782, a bill to repeal Chapter 212 of the Public Local Laws of 1941 relating to appropriations to the Samuel C. Hart Post, American Legion, for charity work.

Passes its second and third readings and is ordered enrolled.

H. B. 804, a bill relating to damage to property by dogs in Craven County.

Passes its second and third readings and is ordered enrolled.

H. B. 529, a bill to validate actions heretofore taken in relation to sanitary districts, including the creation thereof, the issuance of bonds thereby, and the appointment or election of members of the governing boards thereof, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eu-bank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beau-fort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—46.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 250, a bill to rewrite Article 14 of Chapter 58 of the General Statutes of North Carolina relating to real estate title insurance companies, upon second reading.

Senator Jordan offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eu-

bank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—46.

S. B. 363, a bill to amend Section 127-113 of the General Statutes to provide that the issuance of bonds and the levy of a tax for the payment thereof by counties and municipalities for the purposes of Article 13 of Chapter 127 of the General Statutes shall be subject to approval at an election if required by the Constitution or if required pursuant to the provisions of the County Finance Act or the Municipal Finance Act, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—46.

S. B. 327, a bill to amend General Statutes 44-43 so as to provide for perfection of liens by filing claim with the receiver in certain cases.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 371, a bill to create a North Carolina Health Insurance Advisory Board and define its organization, duties and responsibilities.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 373, a bill to amend Section 20-71.1 of the General Statutes relating to proof of registration as evidence of ownership of a motor vehicle in certain instances.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 394, a bill amending Chapter 1212 of the Session Laws of 1959 creating a Firemen's Pension Fund.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 525, a bill amending certain Sections of Chapter 111 of the General Statutes of North Carolina relating to the North Carolina State Commission for the Blind.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 536, a bill to amend Chapter 84 of the General Statutes relating to attorneys at law.

Passes its second and third readings and is ordered enrolled.

H. B. 545, a bill to amend the motor vehicle laws of North Carolina to enable the Commissioner of Motor Vehicles on behalf of the State of North Carolina to enter into reciprocity agreements with other jurisdictions with regard to the registration and licensing of motor vehicles.

Passes its second and third readings and is ordered enrolled.

H. B. 555, a bill to provide for the payment of Federal income tax refunds of not over two hundred fifty dollars to the surviving spouse of the taxpayer.

Passes its second and third readings and is ordered enrolled.

H. B. 577, a bill amending General Statutes 105-446 relating to applications for gasoline tax refunds.

Senator Hoyle offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 581, a bill to amend Section 75A-3 of the General Statutes of North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 603, a bill to amend Chapter 18 of the General Statutes to provide that certain employees of the State Board of Alcoholic Control be commissioned special peace officers and to define their duties.

Passes its second and third readings and is ordered enrolled.

H. B. 607, a bill to provide for the purchase of franchise accident and health insurance by an employer or association without regard to term of existence.

Passes its second and third readings and is ordered enrolled.

H. B. 618, a bill to amend General Statutes 130-128 relating to corporate powers of sanitary districts.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 622, a bill to provide for the codification and printing of the Revenue Act, the same being Chapter 158 of the Public Laws of 1939, as amended.

Passes its second and third readings and is ordered enrolled.

H. B. 623, a bill to provide for the codification and printing of the Machinery Act, the same being Chapter 310 of the Public Laws of 1939, as amended.

Passes its second and third readings and is ordered enrolled.

H. B. 642, a bill to amend Chapter 593 of the Session Laws of 1951 with regard to powers and duties of the Tar River Port Commission.

Passes its second and third readings and is ordered enrolled.

H. B. 678, a bill to amend General Statutes 143-284 relating to appointment of members of the John H. Kerr Reservoir Development Commission.

Passes its second and third readings and is ordered enrolled.

H. B. 702, a bill to amend General Statutes 95-86 relating to minimum wages of salesmen, taxicab drivers and operators.

Passes its second and third readings and is ordered enrolled.

H. B. 724, a bill to increase the maximum penalty for safe-cracking and safe robbery.

Passes its second and third readings and is ordered enrolled.

H. B. 764, a bill to amend General Statutes 160-453.11 and General Statutes 160-453.23 so as to extend the effective date of municipal annexation by election to July 1, 1962.

Passes its second and third readings and is ordered enrolled.

H. B. 768, a bill to amend General Statutes 153-9 relating to the power of the boards of county commissioners to promote farm soil conservation work.

Passes its second and third readings and is ordered enrolled.

H. B. 826, a bill to amend General Statutes 47-30 relating to the registration of land maps.

Passes its second and third readings and is ordered enrolled.

H. B. 827, a bill providing for service of process upon non-resident operators of watercraft and upon the personal representatives of deceased non-resident operators of watercraft.

Passes its second and third readings and is ordered enrolled.

H. B. 839, a bill to amend General Statutes 156-61 relating to drainage districts and authorizing the board of county commissioners to advance funds for administration expenses and requiring repayment of same from assessments levied.

Passes its second and third readings and is ordered enrolled.

H. R. 840, a joint resolution authorizing the Governor to appoint a commission to study and make recommendations to the Governor as to the necessity and advisability of reorganization of State Government in the interest of more efficient and economical administration.

Passes its second and third readings and is ordered enrolled.

H. B. 846, a bill to rewrite General Statutes 153-111 and General Statutes 160-398 authorizing the destruction of paid bonds and coupons of counties, cities and towns.

Passes its second and third readings and is ordered enrolled.

H. R. 973, a joint resolution honoring the life and memory of John Andy Woods, former member of the General Assembly.

Passes its second and third readings and is ordered enrolled.

H. R. 1001, a joint resolution commending Attorney General T. Wade Bruton and his entire staff for assistance rendered the membership of the 1961 General Assembly.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local bills will be considered and adjournment will be until Monday evening at 7:30 o'clock.

ONE HUNDREDTH DAY

SENATE CHAMBER,
Saturday, June 3, 1961.

The Senate meets pursuant to adjournment, and in the absence of Lieutenant Governor H. Cloyd Philpott and President pro tempore Lunsford Crew, the Principal Clerk S. Ray Byerly calls Senator Currie to the Chair, who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Warren of Sampson, the Senate adjourns to meet Monday evening at 7:30 o'clock.

ONE HUNDRED FIRST DAY

SENATE CHAMBER,
Monday, June 5, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Hollowell, the courtesies of the lobby are extended to Mr. and Mrs. Roy Wells of Wayne County, and Doris Wells and William Earl Wells are made honorary pages of the Senate.

Upon motion of Senator Rhyne, the courtesies of the floor are extended to former Senator Frank Patton Cooke of Gaston County, and his son Frank Cooke is made an honorary page of the Senate.

Upon motion of Senator Johnson, the courtesies of the lobby are extended to Mrs. Clyde Roberts, wife of Senator Roberts of Madison County, and Frank, Morria and Margot Roberts, sons and daughter of Senator and Mrs. Roberts, are made honorary pages of the Senate.

Upon motion of Senator Royall, Kenneth Thomas, son of Senator Thomas of Union, is made an honorary page of the Senate.

Upon motion of Senator Warren of Sampson, the courtesies of the lobby are extended to Judge Rudolph Mintz of New Hanover County.

Upon motion of Senator Van Landingham, the courtesies of the lobby are extended to Mrs. J. W. Gentry, wife of Senator Gentry of Stokes County, and Joseph Gentry, son of Senator and Mrs. Gentry, of Stokes County.

Upon motion of Senator Jordan, George Manning, Jr. of Wake County is made an honorary page of the Senate.

Upon motion of Senator Shelton, Lunsford Crew, Jr., son of Senator Crew of Halifax County, is made an honorary page of the Senate.

Upon motion of Senator Crew, Danny Hovis of Halifax County is made an honorary page of the Senate.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 371, a bill to create a North Carolina Health Insurance Advisory Board, and define its organization, duties and responsibilities.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Bell, for the Committee on Judiciary No. 1:

S. B. 237, a bill to amend Chapter 30 of the General Statutes relating to surviving spouses, with a favorable report.

By Senator Alford, for the Committee on Local Government:

S. B. 361, a bill to amend the charter of the town of Rowland regarding election and terms of office of town officials, with a favorable report, as amended.

By Senator Moore, for the Committee on Public Roads:

S. B. 414, a bill to amend the definition of "chauffeur", as the same appears in General Statutes 20-6, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Bell: S. B. 423, a bill to set the salaries of certain officials of the city of Charlotte and Mecklenburg County.

Referred to Committee on Salaries and Fees.

By Senator Davis: S. B. 424, a bill to amend Chapter 206, Public-Local Laws, 1937 Session, as amended by Chapter 577, 1949 Session Laws, relating to the grand jury of Forsyth County.

Referred to Committee on Courts and Judicial Districts.

By Senator Moore: S. B. 425, a bill to amend General Statutes 153-9(43) relating to tax levies by counties for certain special purposes so as to make the provisions thereof applicable to Robeson County.

Referred to Committee on Finance.

By Senator Morgan: S. B. 426, a bill to amend Chapter 559, Public-Local Laws of 1935, relating to the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds, by prohibiting the issuance of bonds in behalf of school dis-

tricts which have no outstanding bonded indebtedness and have been included within larger school districts subsequently created, and by validating the creation of any such larger school districts.

Referred to Committee on Finance.

By Senator Clark: S. B. 427, a bill to amend Section 1-109 of the General Statutes relating to plaintiff's prosecution bond.

Referred to Committee on Judiciary No. 2.

By Senator Jordan: S. B. 428, a bill to place the North Carolina State Ballet Company under the patronage and control of the State, and to authorize the Governor and Council of State to make allocations from the Contingency and Emergency Fund in aid and support thereof.

Referred to Committee on State Government.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 630, a bill relating to the appointment and terms of office of members of the North Carolina Wildlife Resources Commission.

Referred to Committee on Wildlife.

H. B. 654, a bill to amend Article 40, Chapter 15 of the General Statutes relating to suspension of sentence and probation.

Referred to Committee on Judiciary No. 1.

H. B. 692, a bill to exempt Bertie and Chowan Counties from General Statutes 113-247 relating to fishing on Sunday.

Referred to Committee on Wildlife.

H. B. 738, a bill to amend the Urban Redevelopment Law to authorize redevelopment of nonresidential areas; to provide for conservation, rehabilitation and reconditioning areas; and to clarify and simplify procedural requirements.

Referred to Committee on Judiciary No. 1.

H. B. 787, a bill to amend General Statutes 153-152 so as to authorize the Currituck County Board of Commissioners to levy a special tax for support of the poor of said county.

Referred to Committee on Finance.

H. B. 814, a bill to authorize the board of county commissioners of Alexander County, in their discretion, to levy a tax for the support and maintenance of the Alexander County Library.

Referred to Committee on Finance.

H. B. 854, a bill to amend General Statutes 41-10 relating to actions to quiet title to real property.

Referred to Committee on Judiciary No. 2.

H. B. 872, a bill to amend the charter of the city of Raleigh, relating to the first meeting of a newly elected city council.

Referred to Committee on Local Government.

H. B. 873, a bill to amend General Statutes 160-239 to provide an alternate method of assessing the cost of extending water and sewer lines within parcels of land subdivided into lots to be applicable to the city of Raleigh.

Referred to Committee on Local Government.

H. B. 874, a bill to authorize the city of Kinston to contract for privately owned bus operation in said city.

Referred to Committee on Counties, Cities and Towns.

H. B. 875, a bill to authorize the city council of the city of Kinston and the board of county commissioners of Lenoir County to create and fix the powers of an industrial-agricultural development commission and to appropriate funds for the expenses thereof.

Referred to Committee on Local Government.

H. B. 888, a bill relating to the appointment of plumbing inspectors in Transylvania County.

Referred to Committee on Counties, Cities and Towns.

H. B. 903, a bill to amend Chapter 596 of the Session Laws of 1949, the same being the charter of the town of Wallace, relating to town purchase procedures and contracts for town improvements.

Referred to Committee on Local Government.

H. B. 904, a bill to authorize the governing body of the town of Wallace to sell certain surplus real property.

Referred to Committee on Counties, Cities and Towns.

H. B. 909, a bill to amend General Statutes 67-34 so as to exclude Johnston County.

Referred to Committee on Judiciary No. 1.

H. B. 910, a bill to amend H. B. 16, ratified on the 28th day of March, 1961, being the charter of the city of Burlington, in relation to the effect of annexation proceedings, the office of city clerk and treasurer, and investment of city funds.

Referred to Committee on Counties, Cities and Towns.

H. B. 915, a bill to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina, relating to the promotion of soil conservation work, so as to make it apply to Stokes County.

Referred to Committee on Local Government.

H. B. 920, a bill to amend General Statutes 153-9(9) relating to designating sites for county buildings.

Referred to Committee on Local Government.

H. B. 921, a bill amending General Statutes 160-68 so as to provide for eight library trustees in the city of High Point.

Referred to Committee on Counties, Cities and Towns.

H. B. 923, a bill to amend Chapter 702 of the 1949 Session Laws of North Carolina relating to the salaries of the judge and solicitor of the municipal court of the city of High Point, and the term of office of the solicitor.

Referred to Committee on Salaries and Fees.

H. B. 924, a bill relating to the compensation of certain officials in Guilford County.

Referred to Committee on Salaries and Fees.

H. B. 938, a bill authorizing the Catawba Heights Sanitary District in Gaston County to elect five members to the Sanitary District Board to serve staggered terms.

Referred to Committee on Local Government.

H. B. 940, a bill fixing the salaries of the mayor and commissioners of the city of Cherryville in Gaston County.

Referred to Committee on Salaries and Fees.

H. B. 941, a bill to authorize and empower the bailiff of the Gaston County Domestic Relations and Juvenile Court to serve certain papers.

Referred to Committee on Local Government.

H. B. 949, a bill to provide for the reorganization of the Granville County Board of Education, the nomination and election of its members, to define in part their powers and authority and to repeal all public, public-local and private laws in conflict with this Act.

Referred to Committee on Education.

H. B. 952, a bill to amend General Statutes 87-1 relating to the definition of a "General Contractor".

Referred to Committee on Judiciary No. 2.

H. B. 953, a bill to fix the compensation of the county attorney of Harnett County.

Referred to Committee on Salaries and Fees.

H. B. 958, a bill to authorize the Asheboro City Board of Education to convey certain lands at private sale to the State of North Carolina.

Referred to Committee on Local Government.

H. B. 961, a bill to exempt Martin County from Part 3A of Article 18, Chapter 160, regulating subdivisions.

Referred to Committee on Judiciary No. 1.

H. B. 962, a bill to make the provisions of General Statutes 153-9(12a), allowing county commissioners to fix fees for commissions applicable to Martin County.

Referred to Committee on Salaries and Fees.

H. B. 963, a bill to provide for the obtaining of building permits in Beaufort County.

Referred to Committee on Counties, Cities and Towns.

H. B. 964, a bill pertaining to the impounding of dogs in Beaufort County.

Referred to Committee on Local Government.

H. B. 966, a bill to repeal Chapter 420 of Public Laws of 1923, and Chapter 275 of the Public Laws of 1931, and other provisions of the Public Laws and Session Laws of North Carolina pertaining to constables of Asheville Township.

Referred to Committee on Judiciary No. 1.

H. B. 969, a bill to amend Article 1 of Chapter 700, Session Laws of 1947, relating to the charter of the town of Jamestown.

Referred to Committee on Local Government.

H. B. 974, a bill to amend Chapter 135 of the General Statutes, the same being the Teachers' and State Employees' Retirement System Act, relating to return from military service and the election of options.

Referred to Committee on Retirement, Employment Security.

H. B. 996, a bill to provide for the transfer of criminal cases from the recorder's court of the town of Mount Olive to the Superior Court of Wayne County when trial by jury is demanded.

Referred to Committee on Courts and Judicial Districts.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 382, a bill to amend General Statutes 105-334, relating to the listing and assessing of all real and personal property and polls subject to taxation by cities and towns situated in two or more counties, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Davis, Eubank, Forsyth, Gentry, Hancock, Hollowell, Hoyle, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van LANDINGHAM, Warren of Beaufort, Warren of Sampson, White, Whitmire, Winkler, Winslow—41.

S. B. 388, a bill to amend the charter of the city of Hendersonville in Henderson County with reference to the power to borrow money and issue bonds and levy taxes for the payment of the principal and interest thereof, and to repeal Sections 2 to 5, inclusive, of Chapter 100 of the Private Laws of 1927, relating to the city of Hendersonville, and all laws and parts of laws in conflict with the provisions of this Act, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Davis, Eubank, Forsyth, Gentry, Hancock, Hollowell, Hoyle, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van LANDINGHAM, Warren of Beaufort, Warren of Sampson, White, Whitmire, Winkler, Winslow—41.

S. B. 397, a bill to amend Article 36 of Chapter 160 of the General Statutes relative to extension of corporate limits so as to make the same applicable to Iredell County, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Davis, Eubank, Forsyth, Gentry, Hancock, Hollowell, Hoyle, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van LANDINGHAM, Warren of Beaufort, Warren of Sampson, White, Whitmire, Winkler, Winslow—41.

H. B. 484, a bill relating to the power of the board of commissioners of the town of Huntersville to levy taxes and fix the salary of the town clerk, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Davis, Eubank, Forsyth, Gentry, Hancock, Hollowell, Hoyle, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitmire, Winkler, Winslow—41.

H. B. 743, a bill to amend Chapter 212, Session Laws of 1959, relating to the authorization of the counties to call elections on the question of levying taxes for industrial development purposes, so as to provide the same as amended herein shall apply to Person County, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Davis, Eubank, Forsyth, Gentry, Hancock, Hollowell, Hoyle, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitmire, Winkler, Winslow—41.

S. B. 350, a bill to authorize the board of county commissioners of Rutherford County to appropriate non-tax revenues for soil conservation purposes.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 376, a bill abolishing the office of treasurer of Cabarrus County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 378, a bill relating to the compensation of the board of county commissioners of Wayne County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 705, a bill to amend Chapter 83 of the Private Laws of 1935, relating to the control of amusements and the sale of intoxicating beverages in the vicinity of High Point Municipal Park in Jamestown Township.

Passes its second and third readings and is ordered enrolled.

H. B. 757, a bill to extend the jurisdiction of police officers of the town of Mayodan in Rockingham County.

Passes its second and third readings and is ordered enrolled.

H. B. 758, a bill to change the style of the name of the town of Leaksville in Rockingham County.

Passes its second and third readings and is ordered enrolled.

H. B. 766, a bill relating to town officers and municipal elections in the town of Winton in Hertford County.

Passes its second and third readings and is ordered enrolled.

H. B. 771, a bill to amend Chapter 316 of the 1943 Session Laws, relating to the taxation and regulation of professional bondsmen in Cumberland County.

Passes its second and third readings and is ordered enrolled.

H. B. 777, a bill to amend General Statutes 6-52, relating to fees of witnesses in Transylvania County.

Passes its second and third readings and is ordered enrolled.

H. B. 778, a bill to establish the compensation to be paid to the members of the board of commissioners of Mitchell County.

Passes its second and third readings and is ordered enrolled.

H. B. 784, a bill to provide for the appointment of an assistant coroner by the board of county commissioners of Hertford County.

Passes its second and third readings and is ordered enrolled.

H. B. 788, a bill to increase the compensation of the clerk of Superior Court and the register of deeds of Tyrrell County.

Passes its second and third readings and is ordered enrolled.

H. B. 799, a bill to amend Chapter 46, Public Local Laws of 1917, relating to the county depository of Robeson County.

Upon motion of Senator Moore, action on the bill is postponed until Thursday, June 8, 1961.

H. B. 819, a bill to amend the charter of the city of Greensboro, as revised and reorganized by Chapter 1137 of the Session Laws of 1959; to amend Section 135 of Chapter 18 of the General Statutes of North Carolina; and to repeal Chapter 360, Session Laws of 1955.

Passes its second and third readings and is ordered enrolled.

H. B. 855, a bill relating to the election and terms of office of members of the board of county commissioners of Hertford County.

Passes its second and third readings and is ordered enrolled.

H. B. 880, a bill to enable the board of county commissioners of Gaston County to set and regulate all fees incident to the operation of the register of deeds office in Gaston County.

Passes its second and third readings and is ordered enrolled.

H. B. 881, a bill to regulate elections in Gaston County.

Passes its second and third readings and is ordered enrolled.

H. G. 947, a bill to amend Chapter 212, Session Laws of 1959, authorizing counties to call elections on the question of levying taxes for industrial development purposes so as to provide said Act shall be applicable to Alexander County.

Passes its second and third readings and is ordered enrolled.

SPECIAL ORDER

The hour having arrived for the consideration of the Special Order, the President lays before the Senate the Special Order of the day, it being S. B. 294, a bill relating to the rotation of candidates for the State Senate in the Twenty-Fifth Senatorial District, upon second reading.

Upon motion of Senator Shuford, action on the bill is postponed until Wednesday, June 7, 1961.

S. B. 250, a bill to rewrite Article 14 of Chapter 58 of the General Statutes of North Carolina, relating to real estate title insurance companies.

Upon motion of Senator Hoyle, the bill is re-referred to the Committee on Insurance.

S. B. 363, a bill to amend Section 127-113 of the General Statutes to provide that the issuance of bonds and the levy of a tax for the payment thereof by counties and municipalities for the purposes of Article 13 of Chapter 127 of the General Statutes shall be subject to approval at an election if required by the Constitution or if required pursuant to the provisions of the County Finance Act or the Municipal Finance Act.

Upon motion of Senator Hoyle, action on the bill is postponed until Tuesday, June 6, 1961.

H. B. 544, a bill to amend General Statutes 20-88 to provide that the principal fee for the registration of property-carrying vehicles operated in combination be placed on the power unit of such combination and that a fee of \$3.00 be imposed on trailers and semi-trailers, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler—45.

S. B. 129, a bill to amend Chapter 24 of the General Statutes so as to authorize corporations to pay any rate of interest agreed upon on loans equal to or in excess of Thirty Thousand Dollars.

The substitute bill offered by the Committee is adopted.

Upon the passage of the bill upon its second reading Senator Warren of Beaufort calls for the "ayes" and "noes".

The call is sustained.

The bill passes its second reading by roll call vote, ayes 25, noes 25.

With the Lieutenant Governor breaking the tie vote and voting "aye", making the vote 26 to 25.

Those voting in the affirmative are 25, as follows: Senators Aydlett, Bell, Brock, Clark, Clayton, Crew, Currie, Davis, Eagles, Forsyth, Hamilton, Hancock, Humphrey, Jordan, McGeachy, Moore, Rhyne, Roberts, Rutledge, Scott, Stikeleather, Van Landingham, Whitmire, Winkler, Winslow—25.

Those voting in the negative are 25, as follows: Senators Alford, Banzet, Burrow, Cook, Eubank, Gentry, Hollowell, Hoyle, Humber, Johnson, Kesler, King, Midgett, Morgan, Royall, Shelton, Shuford, Stone, Sumner, Thomas of Hoke, Thomas of Union, Warren of Beaufort, Warren of Sampson, White, Whitley—25.

Lieutenant Governor H. Cloyd Philpott votes "yes".

Upon objection of Senator King to its third reading, the bill remains upon the Calendar.

S. R. 314, a joint resolution requesting the Congress of the United States to propose to the people an amendment to the United States Constitution, or to call a convention for such purpose.

Upon the passage of the bill upon its second reading Senator King calls for the "ayes" and "noes".

The call is sustained.

The bill fails to pass its second reading by roll call vote, ayes 16, noes 34, as follows:

Those voting in the affirmative are: Senators Aydlett, Banzet, Brock, Cook, Eagles, Gentry, Midgett, Royall, Rutledge, Shuford, Stone, Sumner, Thomas of Hoke, Thomas of Union, White, Winslow—16.

Those voting in the negative are: Senators Alford, Bell, Burrow, Clark, Clayton, Crew, Currie, Davis, Eubank, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Moore, Morgan, Rhyne, Roberts, Scott, Shelton, Stikeleather, Van Landingham, Warren of Beaufort, Warren of Sampson, Whitley, Whitmire, Winkler—34.

S. B. 375, a bill to require seat belt anchorages on certain motor vehicles and to provide minimum standards for such anchorages and for seat belts.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 385, a bill to amend Article 20A of Chapter 153 of the General Statutes by making the same applicable to certain counties.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 401, a bill relating to the rotation of candidates for the State Senate in the Tenth Senatorial District.

Upon motion of Senator McGeachy, the bill is re-referred to the Committee on Election Laws and Legislative Representation.

Upon motion of Senator Currie, the bill is made a Special Order for Wednesday, June 7, 1961, if reported favorable out of the Committee on that date.

S. B. 386, a bill to amend Article 20B of Chapter 153 of the General Statutes by making the same applicable to certain counties.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 12 M.

ONE HUNDRED SECOND DAY

SENATE CHAMBER,
Tuesday, June 6, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Morris Graham of Wake County.

Upon motion of Senator Alford, the courtesies of the lobby are extended to Marvin Clark of Nash County, and Chester Clark, Maxine Clark and Shela Clark, son and daughters of Mr. Clark, are made honorary pages of the Senate.

Upon motion of Senator Thomas of Union, the courtesies of the floor are extended to former Senator O. L. Richardson and the courtesies of the lobby to Mr. Williams, both of Union County.

The Chair extends the courtesies of the galleries to eight students of the Aycock School of Guilford College.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 840, a joint resolution authorizing the Governor to appoint a commission to study and make recommendations to the Governor as to the necessity and advisability of reorganization of State government in the interest of more efficient and economical administration.

H. R. 973, a joint resolution honoring the life and memory of John Andy Woods, former member of the General Assembly.

H. R. 1001, a joint resolution commending Attorney General T. Wade Bruton and his entire staff for assistance rendered the membership of the 1961 General Assembly.

S. B. 197, an act to amend Article II of Chapter 143 of the General Statutes of North Carolina relating to the State Personnel Department.

S. B. 284, an act to amend Chapter 135 of the General Statutes and Chapter 128 of the General Statutes so as to authorize the Teachers' and State Employees' Retirement System and the Local Governmental Employees' Retirement System to invest funds in certain common and preferred stocks.

S. B. 285, an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Wake County.

S. B. 293, an act to validate judgments by default rendered by clerks of the Superior Court in actions to remove cloud from title to real estate.

S. B. 296, an act to amend Chapter 1093 of the 1949 Session Laws of North Carolina relating to the city court of Raleigh.

S. B. 307, an act to include Randolph as one of the counties in which the use of indecent or profane language in a public place is prohibited.

S. B. 324, an act to authorize the board of county commissioners of Cleveland County to levy taxes for certain special purposes.

S. B. 326, an act to amend General Statutes 14-335 relating to the punishment for public drunkenness in Davidson County.

S. B. 330, an act relating to the appointment and terms of office of the members of the City of Wilson Board of Adjustment.

S. B. 332, an act relating to the appointment and terms of office of members of the City of Wilson Planning Board.

S. B. 334, an act relating to the appointment and terms of office of members of the City of Wilson Board of Appeals for airport zoning.

S. B. 347, an act to fix the compensation and travel allowance of the chairman and members of the board of county commissioners of Sampson County.

S. B. 348, an act to fix the compensation and travel allowances of the Sampson County Board of Education.

S. B. 351, an act to amend General Statutes 153-266.22 so as to remove Wayne County from the counties excepted under Article 20B of Chapter 153.

S. B. 354, an act amending Chapter 209 of the Private Laws of 1907 amending the charter of the city of Rocky Mount.

H. B. 279, an act to amend General Statutes 20-279.21 defining motor vehicle liability insurance policy for financial responsibility purposes so as to include protection against uninsured motorists.

H. B. 536, an act to amend Chapter 84 of the General Statutes relating to attorneys at law.

H. B. 545, an act to amend the motor vehicle laws of North Carolina to enable the commissioner of motor vehicles on behalf of the State of North Carolina to enter into reciprocity agreements with other jurisdictions with regard to the registration and licensing of motor vehicles.

H. B. 555, an act to provide for the payment of federal income tax refunds of not over two hundred fifty dollars to the surviving spouse of the taxpayer.

H. B. 581, an act to amend Section 75A-3 of the General Statutes of North Carolina.

H. B. 603, an act to amend Chapter 18 of the General Statutes to provide that certain employees of the State Board of Alcoholic Control be commissioned special peace officers and to define their duties.

H. B. 607, an act to provide for the purchase of franchise accident and health insurance by an employer or association without regard to term of existence.

H. B. 622, an act to provide for the codification and printing of the Revenue Act, the same being Chapter 158 of the Public Laws of 1939, as amended.

H. B. 623, an act to provide for the codification and printing of the Machinery Act, the same being Chapter 310 of the Public Laws of 1939, as amended.

H. B. 642, an act to amend Chapter 593 of the Session Laws of 1951 with regard to powers and duties of the Tar River Port Commission.

H. B. 678, an act to amend General Statutes 143-284 relating to appointment of members of the John H. Kerr Reservoir Development Commission.

H. B. 688, an act to permit professional bondsmen who are officers of a duly authorized life saving and rescue squad to serve also as deputy sheriffs.

H. B. 702, an act to amend General Statutes 95-86 relating to minimum wages of salesmen, taxicab drivers and operators.

H. B. 724, an act to increase the maximum punishment for safe-cracking and safe robbery.

H. B. 744, an act to authorize a tax levy in Person County for county building and repair purposes.

H. B. 764, an act to amend General Statutes 160-453.11 and General Statutes 160-453.23 so as to extend the effective date of municipal annexation by election to July 1, 1962.

H. B. 768, an act to amend General Statutes 153-9 relating to the power of the boards of county commissioners to promote farm soil conservation work.

H. B. 781, an act to provide for the systematic advertising of the resources and advantages of Rowan County and to authorize expenditures therefor.

H. B. 782, an act to repeal Chapter 212 of the Public Local Laws of 1941 relating to appropriations to the Samuel C. Hart Post, American Legion, in Rowan County.

H. B. 804, an act relating to damage to property by dogs in Craven County.

H. B. 826, an act to amend General Statutes 47-30 relating to the registration of land maps.

H. B. 827, an act providing for service of process upon non-resident operators of watercraft and upon the personal representatives of deceased non-resident operators of watercraft.

H. B. 839, an act to amend General Statutes 156-61 relating to drainage districts and authorizing the board of county commissioners to advance funds for administration expenses and requiring repayment of same from assessments levied.

H. B. 846, an act to rewrite General Statutes 153-111 and General Statutes 160-398 authorizing the destruction of paid bonds and coupons of counties, cities and towns.

S. B. 301, an act to continue the incorporation of the town of Garner and to revise, amend and consolidate the statutes that constitute the charter of the town of Garner.

H. B. 48, an act to amend Section 130-72 of the General Statutes of North Carolina regarding the pay of local registrars in Lenoir County.

H. B. 525, an act amending certain Sections of Chapter 111 of the General Statutes of North Carolina relating to the North Carolina State Commission for the Blind.

H. B. 529, an act to validate actions heretofore taken in relation to sanitary districts, including the creation thereof, the issuance of bonds thereby, and the appointment or election of members of the governing boards thereof.

H. B. 577, an act amending General Statutes 105-446 relating to applications for gasoline tax refunds.

H. B. 618, an act to amend General Statutes 130-128 relating to corporate powers of sanitary districts.

H. B. 669, an act to provide for appointment of members of the High Point City Board of Education.

H. B. 705, an act to amend Chapter 83 of the Private Laws of 1935 relating to the control of amusements and the sale of intoxicating beverages in the vicinity of High Point Municipal Park in Jamestown Township.

H. B. 757, an act to extend the jurisdiction of police officers of the town of Mayodan in Rockingham County.

H. B. 758, an act to change the style of the name of the town of Leaksville to city of Leaksville in Rockingham County.

H. B. 766, an act relating to town officers and municipal elections in the town of Winton in Hertford County.

H. B. 771, an act to amend Chapter 316 of the 1943 Session Laws relating to the taxation and regulation of professional bondsmen in Cumberland County.

H. B. 777, an act to amend General Statutes 6-52 relating to fees of witnesses in Transylvania County.

H. B. 778, an act to establish the compensation to be paid to the members of the board of commissioners of Mitchell County.

H. B. 784, an act to provide for the appointment of an assistant coroner by the board of county commissioners of Hertford County.

H. B. 788, an act to increase the compensation of the clerk of Superior Court and the register of deeds of Tyrrell County.

H. B. 855, an act relating to the election and terms of office of members of the board of county commissioners of Hertford County.

H. B. 880, an act to enable the board of county commissioners of Gaston County to set and regulate all fees incident to the operation of the register of deeds office in Gaston County.

H. B. 881, an act to regulate elections in Gaston County.

H. B. 947, an act to amend Chapter 212, Session Laws of 1959, authorizing counties to call elections on the question of levying taxes for industrial development purposes so as to provide said Act shall be applicable to Alexander County.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 376, a bill abolishing the office of treasurer of Cabarrus County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Humber, for the Committee on Higher Education:

S. B. 342, a bill to amend Chapter 1371 of the Session Laws of 1957 relating to the North Carolina Stonewall Jackson Memorial Fund, with a favorable report.

By Senator Bell, for the Committee on Judiciary No. 1:

S. B. 280, a bill to amend General Statutes 108-30.1 relating to liens on real property, with a favorable report.

S. B. 370, a bill to amend Section 160-249 of the General Statutes to provide for the billing and collecting of charges for sewerage service provided by municipalities which do not also provide water service, with a favorable report.

S. B. 413, a bill to amend Chapter 534 of the Session Laws of 1961, entitled "an Act to amend Chapter 47 of the General Statutes relating to plats, subdivisions and land surveys and recording of same," ratified May 30, 1961, with a favorable report.

H. B. 512, a bill to rewrite General Statutes 10-9 relating to official acts of notaries public; signatures; appearance of names; notarial seals or stamps, with a favorable report.

H. B. 513, a bill to amend General Statutes 10-13 relating to the validation of official acts of notaries public wherein expiration of notary's commission erroneously stated, with a favorable report.

H. B. 655, a bill to amend Article 3 of Chapter 8 of the General Statutes to provide that copies of public records on file in the State Department of Archives and History, when properly certified, shall be as competent evidence as the originals, with a favorable report.

H. B. 656, a bill to amend Article 2, Chapter 8 of the General Statutes to provide that certified copies of certain documents filed in the State Department of Archives and History shall be admissible as evidence to the same effect as the original document, with a favorable report.

H. B. 886, a bill relating to the use of construction funds by the Hyde County Drainage District No. 7 in Hyde County, with a favorable report.

H. B. 898, a bill to amend the charter of the city of Greensboro, Chapter 37, Private Laws of 1923, as revised and amended by Chapter 1137, Session Laws of 1959, with a favorable report, as amended.

H. B. 909, a bill to amend General Statutes 67-34 so as to exclude Johnston County, with a favorable report.

H. B. 961, a bill to exempt Martin County from Part 3A of Article 18, Chapter 160, regulating subdivisions, with a favorable report.

By Senator Clark, for the Committee on Judiciary No. 2:

S. B. 372, a bill to amend Chapter 84 of the General Statutes relating to attorneys at law, with a favorable report.

S. B. 389, a bill to amend Chapter 797, Session Laws of 1947, which amended Section 14 of the charter of the city of Durham relative to the compensation of members of the city council, with a favorable report.

S. B. 398, a bill to amend General Statutes 105-296(4) relating to exemptions from taxes of certain educational institutions, with an unfavorable report.

S. B. 399, a bill to amend General Statutes 105-297(3) relating to exemptions from taxes of certain personal property of educational institutions, with an unfavorable report.

S. B. 400, a bill to amend General Statutes 160-204 to permit municipal corporations to acquire property for purposes of fire departments and fire stations, with a favorable report.

H. R. 733, a joint resolution memorializing the President, the Vice President and members of the Congress of the United States to use all their power and influence to steer the use of atomic and nuclear energy toward peaceful purposes, with an unfavorable report.

H. B. 876, a bill to amend Chapter 84 of the General Statutes of North Carolina relating to attorneys at law, with a favorable report.

By Senator McCore, for the Committee on Public Roads:

S. B. 362, a bill to establish minimum speed limits on certain portions of the highways, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

By Senator Eagles, for the Committee on State Government:

H. B. 408, a bill to provide for the government of the North Carolina Museum of Art, with a favorable report.

S. B. 182, a bill to provide for the government of the North Carolina Museum of Art, with an unfavorable report.

H. B. 633, a bill relating to salary and collection of fees by the private secretary to the Governor, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Forsyth: S. B. 429, a bill amending Chapter 806, Session Laws of 1953, relating to the town of Murphy Electric Power Board and authorizing the Board subject to approval of the board of commissioners of the town to borrow money.

Referred to Committee on Public Utilities.

By Senator Hancock: S. B. 430, a bill to amend General Statutes 128-16 relating to removal of certain persons from office.

Referred to Committee on Judiciary No. 1.

By Senator Crew: S. B. 431, a bill to authorize the University of North Carolina to construct and provide service and auxiliary facilities necessary or desirable for the students or staff or in the operation of the University of North Carolina at Chapel Hill, North Carolina, either as additions, extensions, improvements and betterments of the University Enterprises of the University of North Carolina or otherwise, and to pay the costs thereof, in whole or in part, through the issuance of revenue bonds payable from revenues; providing for the charging and collection of rates, fees, charges and rentals; making inapplicable hereto all other statutory provisions in conflict with the provisions of this Act; and making the provisions of this Act severable.

Referred to Committee on Finance.

By Senator Crew: S. B. 432, a bill to amend General Statutes 160-227.1 so as to provide that Part 3A, Article 18, Chapter 160, of the General Statutes shall be applicable to Halifax County.

Referred to Committee on Judiciary No. 1.

By Senator Rhyne: S. B. 433, a bill to promote industrial growth and corporate activity in Gaston County.

Referred to Committee on Banking.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 461, a bill to license and regulate water well contractors.

Referred to Committee on Judiciary No. 2.

H. B. 586, a bill to amend Article 17A of Chapter 7 of the General Statutes relating to the numbering and issuance of warrants to justices of the peace in Wilkes County.

Referred to Committee on Judiciary No. 1.

H. B. 712, a bill to require county, city or other municipal law enforcement officers operating motor vehicles to give warning before stopping another vehicle on the highway.

Referred to Committee on Public Roads.

H. B. 726, a bill concerning the exercise of the power of eminent domain in connection with small watershed programs in Wake County.

Referred to Committee on Judiciary No. 2.

H. B. 887, a bill to accept the retrocession of jurisdiction over the area within the Camp Lejeune Military Reservation utilized by the State of North Carolina for portions of U. S. Highway 17 and N. C. Highway 24.

Referred to Committee on Public Roads.

H. B. 905, a bill to rewrite General Statutes 14-329 regarding the punishment for various acts or trafficking in spirituous liquor containing foreign properties or ingredients poisonous to the human system.

Referred to Committee on Judiciary No. 2.

H. B. 913, a bill to incorporate the town of Nags Head in Dare County.

Referred to Committee on Local Government.

H. B. 948, a bill to amend General Statutes 7-134 relating to fees of justices of the peace in Washington County.

Referred to Committee on Salaries and Fees.

H. B. 957, a bill to amend General Statutes 20-51 so as to exempt from registration farm trailers hauling silage from place to place.

Referred to Committee on Public Roads.

H. B. 970, a bill to amend Chapter 174 of the 1905 Private Laws relating to the day of election of mayor and commissioners in the town of Magnolia, Duplin County.

Referred to Committee on Local Government.

H. B. 980, a bill to amend General Statutes 93-12 relating to the State Board of Certified Public Accountant Examiners.

Referred to Committee on Judiciary No. 1.

H. B. 993, a bill to define "twisting" with respect to insurance policies and to provide penalties in the event of twisting.

Referred to Committee on Insurance.

H. R. 1058, a joint resolution concerning display and use of the Confederate flag.

The bill is placed upon the Calendar.

H. B. 1013, a bill to amend Chapter 200 of the Private Laws of North Carolina, Session of 1935, relating to the election of trustees of the Newton-Conover City Administrative Unit.

Referred to Committee on Counties, Cities and Towns.

S. B. 278, a bill to amend Chapter 1235 of the 1959 Session Laws re-writing General Statutes 47-30 and General Statutes 47-32 relating to

plats, subdivision, and and surveys so as to provide said Act shall not apply to Carteret and Granville Counties, for concurrence in the House amendment.

The bill is placed upon the Calendar.

CALNDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 382, a bill to amend General Statutes 105-334, relating to the listing and assessing of all real and personal property and polls subject to taxation by cities and towns situated in two or more counties, upon third reading.

The bill passes its third reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—48.

The bill is ordered sent to the House of Representatives.

S. B. 388, a bill to amend the charter of the city of Hendersonville in Henderson County with reference to the power to borrow money and issue bonds and levy taxes for the payment of the principal and interest thereof, and to repeal Sections 2 and 5, inclusive, of Chapter 100 of the Private Laws of 1927, relating to the city of Hendersonville, and all laws and parts of laws in conflict with the provisions of this Act, upon third reading.

The bill passes its third reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—48.

The bill is ordered sent to the House of Representatives.

S. B. 397, a bill to amend Article 36 of Chapter 160 of the General Statutes relative to extension of corporate limits so as to make the same applicable to Iredell County, upon third reading.

The bill passes its third reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber,

Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—48.

The bill is ordered sent to the House of Representatives.

H. B. 484, a bill relating to the power of the board of commissioners of the town of Huntersville to levy taxes and fix the salary of the town clerk, upon third reading.

The bill passes its third reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—48.

The bill is ordered enrolled.

H. B. 743, a bill to amend Chapter 212, Session Laws of 1959, relating to the authorization of the counties to call elections on the question of levying taxes for industrial development purposes, so as to provide the same as amended herein shall apply to Person County, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—48.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 361, a bill to amend the charter of the town of Rowland regarding election and terms of office of town officials.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 363, a bill to amend Section 127-113 of the General Statutes to provide that the issuance of bonds and the levy of a tax for the payment thereof by counties and municipalities for the purposes of Article 13 of Chapter 127 of the General Statutes shall be subject to approval at an election if required by the Constitution or if required pursuant to the provisions of the County Finance Act or the Municipal Finance Act, upon third reading.

The bill passes its third reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—48.

The bill is ordered sent to the House of Representatives.

H. B. 544, a bill to amend General Statutes 20-88 to provide that the principal fee for the registration of property-carrying vehicles operated in combination be placed on the power unit of such combination and that a fee of \$3.00 be imposed on trailers and semi-trailers, upon third reading.

The bill passes its third reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—48.

The bill is ordered enrolled.

S. B. 129, a bill to amend Chapter 24 of the General Statutes so as to authorize corporations to pay any rate of interest agreed upon on loans equal to or in excess of Thirty Thousand Dollars.

Senator Crew offers an amendment which is adopted.

Upon the passage of the bill upon its third reading, Senator King calls for the "ayes" and "noes".

The call is sustained.

The bill, as amended, passes its third reading by roll call vote, ayes 29, noes 20, as follows:

Those voting in the affirmative are: Senators Aydlett, Bell, Brock, Clark, Crew, Currie, Davis, Eagles, Forsyth, Gentry, Hamilton, Hancock, Hoyle, Humphrey, Jordan, McGeachy, Moore, Rhyne, Roberts, Rutledge, Scott, Shuford, Stikeleather, Sumner, Thomas of Hoke, Van Landingham, Whitmire, Winkler, Winslow—29.

Those voting in the negative are: Senators Alford, Banzet, Burrow, Cook, Eubank, Hollowell, Humber, Johnson, Kesler, King, Midgett, Morgan, Royall, Shelton, Stone, Thomas of Union, Warren of Beaufort, Warren of Sampson, White, Whitley—20.

The bill is ordered engrossed.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 12 M.

ONE HUNDRED THIRD DAY

SENATE CHAMBER,

Wednesday, June 7, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Thomas of Hoke, the courtesies of the lobby are extended to Mrs. Herbert Hardy, wife of Representative Hardy of Greene County and Mrs. Royall Williamson of Moore County.

Upon motion of Senator Davis, the courtesies of the lobby are extended to Mr. and Mrs. Franklin Sumner of Harvard University, son and daughter-in-law of Senator Sumner of Rutherford County.

Upon motion of Senator Davis, the courtesies of the lobby are extended to Robert Campbell of Forsyth County.

Upon motion of Senator Johnson, the courtesies of the lobby are extended to J. W. Jones, Jr., of Stokes County and his son J. W. Jones III is made an honorary page of the Senate.

Upon motion of Senator Johnson, the courtesies of the lobby are extended to Mrs. J. W. Gentry, wife of Senator Gentry of Stokes County, Holton Gentry, brother of Senator Gentry and Glenn and Mary Ann Gentry, son and daughter of Senator and Mrs. Gentry are made honorary pages of the Senate.

Upon motion of Senator Clayton, Frank H. Brown III of Jackson County is made an honorary page of the Senate.

Upon motion of Senator Van Landingham, the courtesies of the lobby are extended to Mr. and Mrs. Alvin Philpott of Davidson County, brother and sister-in-law of Lieutenant Governor H. Cloyd Philpott of Davidson County and Benjamin Philpott, son of Mr. and Mrs. Alvin Philpott is made an honorary page of the Senate.

Upon motion of Senator Scott, the courtesies of the floor are extended to former Senator Edwin S. Lanier of Orange County and the courtesies of the lobby to Mrs. Edwin Lanier and Steven Reno Jablonsky is made an honorary page of the Senate.

Upon motion of Senator Eubank, the courtesies of the floor are extended to former Senator Cicero Yow of New Hanover County.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 484, an act relating to the power of the board of commissioners of the town of Huntersville to levy taxes and fix the salary of the town clerk.

H. B. 544, an act to amend General Statutes 20-88 to provide that the principal fee for the registration of property-carrying vehicles operated in combination be placed on the power unit of such combination and that a fee of \$3.00 be imposed on trailers and semi-trailers.

H. B. 819, an act to amend the charter of the city of Greensboro, as revised and reorganized by Chapter 1137 of the Session Laws of 1959; to amend Section 135 of Chapter 18 of the General Statutes of North Carolina; and to repeal Chapter 360, Session Laws of 1955.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 129, a bill to amend Chapter 24 of the General Statutes so as to authorize corporations to pay any rate of interest agreed upon on loans equal to or in excess of thirty thousand dollars.

S. B. 361, a bill to amend the charter of the town of Rowland regarding election and terms of office of town officials.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Shelton, for the Committee on Agriculture:

H. B. 884, a bill to amend General Statutes 153-9.35½ so as to provide that the board of commissioners of Wilkes County shall be empowered to promote farm soil conservation work, with a favorable report.

H. B. 696, a bill to amend Chapter 139 of the General Statutes relating to soil conservation districts, watershed improvement districts, and watershed improvement programs, so as to change the name of such districts, change the membership of the soil and water conservation committee, and clarify various provisions of said Chapter, with a favorable report.

S. B. 422, a bill relating to the compulsory inspection of poultry and poultry products, with a favorable report, as amended.

By Senator Davis, for the Committee on Conservation and Development:

H. R. 908, a joint resolution urging members of the North Carolina Delegation in the U. S. Congress to take appropriate steps to release the undeveloped lands in the vicinity of John H. Kerr Reservoir in Vance County, with a favorable report.

S. B. 379, a bill to authorize the erection of an appropriate memorial upon the lands of the Morrow Mountain State Park honoring the memory of James McKnight Morrow who was largely responsible for the establishment of this Park, with a favorable report.

H. B. 681, a bill to amend Article 21 of Chapter 153 of the General Statutes relating to the Western North Carolina Regional Planning Commission, with a favorable report.

By Senator King, for the Committee on Counties, Cities and Towns:

S. B. 358, a bill amending Article 12 of Chapter 130 of the General Statutes to authorize any sanitary district to contract with any city, town, village or political subdivision of the State for the treatment of the district's sewage in a sewage disposal or treatment plant owned and constructed or to be constructed by such city, town, village or political subdivision, with a favorable report.

Upon motion of Senator Hoyle, the bill is placed upon today's Calendar.

S. B. 360, a bill to amend Article 12 of Chapter 130 of the General Statutes of North Carolina, to authorize a sanitary district created under this Chapter to merge with a city or town by majority vote of the qualified voters of both the sanitary district and the city or town, with a favorable report.

Upon motion of Senator Hoyle, the bill is placed upon today's Calendar.

S. B. 403, a bill to amend Chapter 225 of the Private Laws of 1927, relating to the charter of the town of Newport in Carteret County, with a favorable report.

S. B. 406, a bill to redefine the corporate limits of the city of Laurinburg, and to provide for the regulation of parks, streets, and subdivisions within one mile of the corporate limits, with a favorable report.

S. B. 415, a bill authorizing the board of commissioners of the city of Albemarle to call an election upon the question of adopting a city manager form of government for the city of Albemarle, with a favorable report.

S. B. 416, a bill to allow the board of commissioners of the city of Albemarle to establish by ordinance a retirement or pension fund for the employees of the city of Albemarle, with a favorable report.

H. B. 717, a bill to amend H. B. 121, enacted by the 1961 General Assembly, entitled: "An act to change the style of the name of the town of Graham in Alamance County to the city of Graham and to provide a consolidated and revised charter therefor", with a favorable report.

H. B. 894, a bill to amend Chapter 652, Session Laws of 1949, relating to the nomination and election of members of the Currituck County Board of Commissioners so as to provide that the district candidates shall be elected by a vote of the people of the county as a whole, with a favorable report.

H. B. 868, a bill directing the board of county commissioners of Yancey County to turn certain delinquent taxes into the general fund and debt service fund of said county, with a favorable report.

H. B. 888, a bill relating to the appointment of plumbing inspectors in Transylvania County, with a favorable report.

H. B. 904, a bill to authorize the governing body of the town of Wallace to sell certain surplus real property, with a favorable report.

H. B. 910, a bill to amend H. B. 166, ratified on the 28th day of March, 1961, being the charter of the city of Burlington, in relation to the effect of annexation proceedings, the office of city clerk and treasurer, and investment of city funds, with a favorable report.

H. B. 914, a bill to amend General Statutes 153-10.1 relating to the removal and disposal of trash, garbage and other refuse in rural areas by making the same applicable to Stokes County, with a favorable report.

H. B. 1013, a bill to amend Chapter 200 of the Private Laws of North Carolina, Session of 1935, relating to the election of trustees of the Newton-Conover City Administrative Unit, with a favorable report.

H. B. 921, a bill amending General Statutes 160-68 so as to provide for eight library trustees in the city of High Point, with a favorable report.

H. B. 960, a bill to amend Article 6A of Chapter 153 relating to the powers of the board of county commissioners to fix salaries of county employees, so as to include Martin County, with a favorable report.

H. B. 963, a bill to provide for the obtaining of building permits in Beaufort County, with a favorable report.

By Senator Kesler, for the Committee on Courts and Judicial Districts:

S. B. 384, a bill to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Cumberland County, with a favorable report.

S. B. 418, a bill to amend General Statutes 7-70 relating to the terms of Superior Court to be held in the Greensboro Division of Guilford County, with a favorable report.

S. B. 424, a bill to amend Chapter 206, Public Local Laws, 1937 Session, as amended by Chapter 577, 1949 Session Laws, relating to the Grand Jury of Forsyth County, with a favorable report.

H. B. 375, a bill to divide the tenth solicitorial district into two districts and transfer Chatham County from the fourth solicitorial district to the new district thereby created, with a favorable report.

H. B. 595, a bill to amend General Statutes 7-70 relating to the terms of Superior Court of Forsyth County, with a favorable report.

H. B. 722, a bill to validate and confirm certain official acts performed by certain persons as deputy clerks and assistant clerks of the Superior Court of Mecklenburg County, with a favorable report.

H. B. 740, a bill to amend General Statutes 9-25 so as to fix the terms of grand jurors of Yadkin County and to provide for their appointment, with a favorable report.

H. B. 793, a bill to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Polk County, with a favorable report.

H. B. 845, a bill to establish a special fund for Superior Court room facilities in Madison County, with an unfavorable report.

H. B. 907, a bill to amend General Statutes 7-70 so as to add a December civil term to the Superior Court schedule in Vance County for the years 1961 and 1962, with a favorable report.

H. B. 912, a bill to provide clerical assistance for the clerk of the Superior Court and the county accountant of Yancey County, with a favorable report.

H. B. 996, a bill to provide for the transfer of criminal cases from the recorder's court of the town of Mount Olive to the Superior Court of Wayne County when trial by jury is demanded, with a favorable report.

By Senator Currie, for the Committee on Election Laws and Legislative Representation:

S. B. 401, a bill relating to the rotation of candidates for the State Senate in the Tenth Senatorial District, with a favorable report.

Upon motion of Senator Currie, the bill is placed upon today's Calendar.

By Senator White, for the Committee on Finance:

S. B. 78, a bill "to amend and supplement 'The Revenue Act', being sub-Chapter I of Chapter 105 of the General Statutes and Article 4 of Chapter 18 of the General Statutes, by removing certain exemptions from the retail sales and use tax, by adjusting the rate at which the sale or use of certain property shall be taxed and by adding an additional tax of two per cent upon the sale of spirituous liquors," with an unfavorable report as to bill, favorable report as to committee substitute bill, as amended.

Upon motion of Senator White, the rules are suspended and the bill is placed upon today's Calendar.

By Senator Bell, for the Committee on Judiciary No. 1:

S. B. 230, a bill to amend General Statutes 18-39 relating to the establishing of liquor stores, with a favorable report, as amended.

By Senator Cook, for the Committee on Public Health:

S. B. 421, a bill to amend Chapter 131, Article 12 of the General Statutes to permit a hospital authority to change its name, with a favorable report.

S. B. 402, a bill to amend Chapter 57 of the General Statutes and various Sections of Chapter 58 of the General Statutes related thereto in order to make the same applicable to dental service corporations, with a favorable report.

H. B. 798, a bill to amend General Statutes 130-95 relating to venereal disease reports, with a favorable report.

H. B. 427, a bill to amend General Statutes 130-148 relating to the extension of sanitary districts, with a favorable report.

H. B. 636, a bill to amend the General Statutes relating to the inspection of ice cream plants, creameries and cheese factories, with a favorable report.

H. B. 859, a bill to amend Article 2, Chapter 90 of the General Statutes relating to veterinarians, with a favorable report.

H. B. 754, a bill relating to mosquito control in Onslow County, with a favorable report.

By Senator Winslow, for the Committee on Retirement, Employment Security:

S. B. 395, a bill to rewrite Article 29A of Chapter 143 of the General Statutes so as to provide for the establishment of the Governor's Committee on Employment of the Handicapped, with a favorable report.

Upon motion of Senator Aydlott, the bill is re-referred to the Committee on Appropriations.

By Senator Whitley, for the Committee on Wildlife:

S. B. 318, a bill to prohibit the taking of game from public highways in Edgecombe County, with a favorable report.

H. B. 215, a bill to make it lawful to take foxes and wildcats in Graham County at any time, and to provide for payment of bounties for the scalps of such animals, with a favorable report.

H. B. 630, a bill relating to the appointment and terms of office of members of the North Carolina Wildlife Resources Commission, with a favorable report.

H. B. 692, a bill to exempt Bertie and Chowan Counties from General Statutes 113-247 relating to fishing on Sunday, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Banzet: S. B. 434, a bill to amend Chapter 1, Article 30, Sections 342 and 344 of the General Statutes of North Carolina.

Referred to Committee on Judiciary No. 2.

By Senator Hoyle: S. B. 435, a bill to amend General Statutes 7-70, relating to the terms of Superior Court to be held in Lee County.

Referred to Committee on Judiciary No. 1.

By Senator Stone: S. B. 436, a bill to provide for the consolidation of the Leaksville Township Board of Education, the Madison-Mayodan City Board of Education, the Reidsville City Board of Education and the Rockingham County Board of Education.

Referred to Committee on Education.

By Senator Stone: S. B. 437, a bill to revise and reorganize the charter of the city of Reidsville in Rockingham County.

Referred to Committee on Counties, Cities and Towns.

By Senator Currie: S. B. 438, a bill to amend Chapter 697, Session Laws 1951, as amended by Chapter 993, Session Laws 1953, relating to providing a supplement to the retirement allowances of certain employees of the city of Durham and county of Durham.

Referred to Committee on Judiciary No. 2.

By Senator Currie: S. B. 439, a bill to allow the city of Durham to release any interest it and the public generally may have in certain lands for the purpose of permitting Homeland Investment Company, Incorporated, to cross overhead a part of Corcoran Street for private purposes.

Referred to Committee on Judiciary No. 2.

By Senators Forsyth and Sumner: S. B. 440, a bill to permit uniformed firemen to direct traffic and enforce motor vehicle laws and ordinances at the scene of fires.

Referred to Committee on Judiciary No. 1.

By Senator Forsyth: S. B. 441, a bill pertaining to Article 3, Chapter 139 of the General Statutes as the same relates to a water shed improvement program in Clay County.

Referred to Committee on Conservation and Development.

By Senator Scott: S. B. 442, a bill creating districts for the nomination and election of the Alamance County Board of Education in a non-partisan primary and election and fixing the terms of such board.

Referred to Committee on Education.

By Senator Kesler: S. B. 443, a bill authorizing and empowering the city council of the city of Salisbury to open, widen and extend streets within said city and setting forth the procedures therefor, including the procedure for acquiring land necessary for the purpose of widening, extending or opening any street within the said city.

Referred to Committee on Judiciary No. 2.

By Senators Kesler, Cook, Johnson, Rutledge and Winkler: S. B. 444, a bill to authorize the Governor to appoint a commission to erect a fitting memorial to the late Robert Lee Doughton, former State Senator and long-time member of Congress, and to appropriate the sum of \$25,000 to aid in bearing the expense of erecting the memorial.

Referred to Committee on Appropriations.

By Senators Clark and Van Landingham: S. B. 445, a bill to amend Chapter 75 of the General Statutes relating to monopolies and trusts.

Referred to Committee on Judiciary No. 2.

By Senator White, by request: S. B. 446, a bill to amend Sections 58-53.1 and 58-53.3 of the General Statutes so as to provide the same shall apply to all contracts of insurance procured in foreign and alien insurance companies not authorized to transact business in this State.

Referred to Committee on Finance.

By Senator Hamilton: S. B. 447, a bill to validate the acts of Earl Mason, a justice of the peace in Carteret County, between March 11, 1959 and May 3, 1960.

Referred to Committee on Judiciary No. 1.

By Senators Midgett and Warren of Beaufort: S. B. 448, a bill to expand the salt marsh mosquito control program by drainage and diking marsh lands.

Referred to Committee on Appropriations.

By Senators Winslow and Roberts: S. R. 449, a joint resolution of the General Assembly of North Carolina concerning the establishment of certain minimum Federal benefit and financing standards relating to unemployment insurance for the various states.

Referred to Committee on Retirement, Employment Security.

By Senator Crew: S. B. 450, a bill relating to the compensation of certain officials of Halifax County.

Referred to Committee on Judiciary No. 1.

By Senator Crew: S. B. 451, a bill to amend General Statutes 130-129, relating to the compensation of members of a sanitary district board.

Referred to Committee on Judiciary No. 1.

By Senator White: S. B. 452, a bill to amend General Statutes 105-74 and General Statutes 105-85, relating to State license taxes on pressing clubs, dry cleaning plants, hat blockers and laundries.

Referred to Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 955, a bill to amend General Statutes 153-9, relating to fixing certain fees in Moore County.

Referred to Committee on Local Government.

H. B. 956, a bill to appoint justices of the peace for the several counties of North Carolina.

Referred to Committee on Judiciary No. 1.

H. R. 1081, a joint resolution recognizing the various theatrical groups in the State and declaring the last week in June as official North Carolina Summer Theatre Week.

Referred to Committee on Judiciary No. 2.

H. B. 1093, a bill to appoint Robert C. Garrison as a member of the board of education of Iredell County to replace Robert Bradford, resigned.

Referred to Committee on Education.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 278, a bill to amend Chapter 1235 of the 1959 Session Laws re-writing General Statutes 47-30 and General Statutes 47-32, relating to plats, subdivisions and land surveys so as to provide said Act shall not apply to Carteret and Granville Counties, for concurrence in the House amendment.

Upon motion of Senator Hancock, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 389, a bill to amend Chapter 797, Session Laws of 1947, which amended Section 14 of the charter of the city of Durham relative to the compensation of members of the city council.

Upon motion of Senator Currie, the bill is re-referred to the Committee on Judiciary No. 2.

H. B. 886, a bill relating to the use of construction funds by the Hyde County Drainage District No. 7 in Hyde County.

Passes its second and third readings and is ordered enrolled.

H. B. 898, a bill to amend the charter of the city of Greensboro, Chapter 37, Private Laws of 1923, as revised and amended by Chapter 1137, Session Laws of 1959.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 909, a bill to amend General Statutes 67-34 so as to exclude Johnston County.

Passes its second and third readings and is ordered enrolled.

H. B. 961, a bill to exempt Martin County from Part 3A of Article 18, Chapter 160, regulating subdivisions.

Passes its second and third readings and is ordered enrolled.

SPECIAL ORDER

The hour having arrived for the consideration of the Special Order, the President lays before the Senate the Special Order of the day, it being S. B. 401, a bill relating to the rotation of candidates for the State Senate in the Tenth Senatorial District.

The bill fails to pass its second reading.

S. B. 358, a bill amending Article 12 of Chapter 130 of the General Statutes to authorize any sanitary district to contract with any city, town, village or political subdivision of the State for the treatment of the district's sewage in a sewage disposal or treatment plant owned and constructed or to be constructed by such city, town, village or political subdivision, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey,

Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shuford, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

S. B. 360, a bill to amend Article 12 of Chapter 130 of the General Statutes of North Carolina, to authorize a sanitary district created under this Chapter to merge with a city or town by majority vote of the qualified voters of both the sanitary district and the city or town, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shuford, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

S. B. 237, a bill to amend Chapter 30 of the General Statutes relating to surviving spouses.

Upon motion of Senator Bell, action on the bill is postponed until Thursday, June 8, 1961.

S. B. 280, a bill to amend General Statutes 108-30.1 relating to liens on real property.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 294, a bill relating to the rotation of candidates for the State Senate in the Twenty-Fifth Senatorial District.

The bill fails to pass its second reading.

S. B. 78, a bill "to amend and supplement 'The Revenue Act', being sub-Chapter I of Chapter 105 of the General Statutes and Article 4 of Chapter 18 of the General Statutes, by removing certain exemptions from the retail sales and use tax, by adjusting the rate at which the sale or use of certain property shall be taxed and by adding an additional tax of two per cent upon the sale of spirituous liquors."

Upon motion of Senator White, the rules are suspended and the Committee substitute, as amended by the Committee, together with the Committee amendments are adopted, constituting the first reading of the Committee substitute bill as amended by the Committee, and the bill is placed upon the second reading roll call Calendar.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 12 M.

ONE HUNDRED FOURTH DAY

SENATE CHAMBER,
Thursday, June 8, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Stone, the courtesies of the floor are extended to former Senator Jule McMichael of Rockingham County, and the courtesies of the lobby are extended to C. S. Burton, John Huff and Allen Lewis, all of Rockingham County.

Upon motion of Senator Burrow, the courtesies of the lobby are extended to Marvin Gatten of Randolph County.

Upon motion of Senator Banzet, the courtesies of the floor are extended to former Senator Charles F. Blackburn of Vance County.

Upon motion of Senator Whitley, the courtesies of the floor are extended to former Representative G. Willie Lee of Johnston County.

Upon motion of Senator Moore, the courtesies of the lobby are extended to William Johnston of Roberson County.

The Chair extends the courtesies of the floor to former Senator Wilbur Currie of Moore County.

Upon motion of Senator Alford, the courtesies of the lobby are extended to William C. Woodard of Nash County.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 278, an act to amend Chapter 1235 of the 1959 Session Laws re-writing General Statutes 47-30 and General Statutes 47-32 relating to plats, subdivision, and land surveys so as to provide said Act shall not apply to Carteret and Granville Counties.

H. B. 886, an act relating to the use of construction funds by the Hyde County Drainage District No. 7 in Hyde County.

H. B. 909, an act to amend General Statutes 67-34 so as to exclude Johnston County.

H. B. 961, an act to exempt Martin County from Part 3A of Article 18, Chapter 160, regulating subdivisions.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Scott, for the Committee on Education:

S. B. 383, a bill to provide for the public school education of exceptionally talented children in North Carolina, with a favorable report.

Upon motion of Senator Scott, the bill is re-referred to the Committee on Appropriations.

S. B. 412, a bill to appoint Robert Stiles a member of the board of education of Cherokee County to replace Allen Brendle, resigned, with a favorable report.

S. B. 436, a bill to provide for the consolidation of the Leaksville Township Board of Education, the Madison-Mayodan City Board of Education, the Reidsville City Board of Education and the Rockingham County Board of Education, with a favorable report.

S. B. 442, a bill creating districts for the nomination and election of the Alamance County Board of Education in a non-partisan primary and election and fixing the terms of such board, with a favorable report.

H. B. 637, a bill to authorize and direct the board of education of Haywood County to control, operate and administer all of the public schools of Haywood County including the public schools now operated and administered by any city administrative unit in said county, with a favorable report.

H. B. 686, a bill to authorize the Guilford County Board of Education to sell certain real property at private sale, with a favorable report.

H. B. 721, a bill to change the name of the Mecklenburg County Board of Education, with a favorable report.

H. B. 836, a bill to fix the compensation of the members of the Columbus County Board of Education, with a favorable report.

H. B. 885, a bill relating to compensation for the Chairman and members of the Greene County Board of Education, with a favorable report.

H. B. 901, a bill to provide for selection of members of the board of education and members of the board of county commissioners of Bertie County, with a favorable report.

H. B. 945, a bill appointing members to the board of trustees of the Maxton City Administrative Unit, with a favorable report.

H. B. 949, a bill to provide for the reorganization of the Granville County Board of Education, the nomination and election of its members, to define in part their powers and authority and to repeal all public, public-local and private laws in conflict with this Act, with a favorable report.

H. B. 972, a bill relating to the appointment of members of the board of education of Montgomery County, with a favorable report.

H. B. 1021, a bill relating to the appointment of members of the board of education of Northampton County, with a favorable report.

H. B. 1093, a bill to appoint Robert C. Garrison as a member of the board of education of Iredell County to replace Robert Bradford, resigned, with a favorable report.

By Senator Forsyth, for the Committee on Salaries and Fees:

H. B. 923, a bill to amend Chapter 702 of the 1949 Session Laws of North Carolina relating to the salaries of the judge and solicitor of the municipal court of the city of High Point, and the term of office of the solicitor, with a favorable report.

H. B. 924, a bill relating to the compensation of certain officials in Guilford County, with a favorable report.

H. B. 940, a bill fixing the salaries of the mayor and commissioners of the city of Cherryville in Gaston County, with a favorable report.

H. B. 943, a bill to prescribe the fees which the register of deeds of Orange County shall charge for the making and issuance of duplicate birth and death certificates, with a favorable report.

H. B. 948, a bill to amend General Statutes 7-134 relating to fees of justices of the peace in Washington County, with a favorable report.

H. B. 953, a bill to fix the compensation of the county attorney of Harnett County, with a favorable report.

H. B. 962, a bill to make the provisions of General Statutes 153-9 (12a), allowing county commissioners to fix fees for commissions applicable to Martin County, with a favorable report.

By Senator White, for the Committee on Finance:

S. B. 426, a bill to amend Chapter 559, Public-Local Laws of 1935, relating to the issuance of school building bonds in behalf of school districts and special bond-tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds, by prohibiting the issuance of bonds in behalf of school districts which have no outstanding bonded indebtedness and have been included within larger school districts subsequently created, and by validating the creation of any such larger school districts, with a favorable report.

H. B. 554, a bill to provide for payment of State income tax refunds to the surviving spouse of taxpayer, with a favorable report.

H. B. 796, a bill to provide for the creation and enlargement of metropolitan sewerage districts and for the issuance thereby of general obligation bonds and revenue bonds, with a favorable report.

By Senator Stikeleather, for the Committee on Appropriations:

S. B. 5, a bill to authorize the issuance of forty-seven million, five hundred and five thousand dollars of bonds of the State to provide for capital improvements for State institutions and agencies subject to a vote of the qualified voters of the State, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

Upon motion of Senator Stikeleather, the bill is re-referred to the Committee on Finance.

S. B. 6, a bill to authorize the issuance of six million, one hundred and eighty-nine thousand dollars of bonds of the State to provide for capital improvements for State institutions and agencies, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

Upon motion of Senator Stikeleather, the bill is re-referred to the Committee on Finance.

By Senator Aydlett, for the Committee on Banks and Banking:

H. B. 15, a bill to amend Article 15 of Chapter 53 of the General Statutes, so as to repeal the North Carolina Small Loans Act, and to adopt a North Carolina Consumer Finance Act, with a favorable report, as amended.

Upon motion of Senator Aydlett, the bill is placed upon the Calendar and is made Special Order No. 4.

S. B. 433, a bill to promote industrial growth and corporate activity in Gaston County, with a favorable report.

By Senator Kesler, for the Committee on Courts and Judicial Districts:

H. B. 860, a bill relating to procedure in the county criminal court of Davie County, with a favorable report.

H. B. 942, a bill to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Gaston County, with a favorable report.

By Senator Bell, for the Committee on Judiciary No. 1:

S. B. 435, a bill to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Lee County, with a favorable report.

S. B. 447, a bill to validate the acts of Earl Mason, a justice of the peace in Carteret County, between March 11, 1959 and May 3, 1960, with a favorable report.

S. B. 450, a bill relating to the compensation of certain officials of Halifax County, with a favorable report.

H. B. 586, a bill to amend Article 17A of Chapter 7 of the General Statutes relating to the numbering and issuance of warrants to justices of the peace in Wilkes County, with a favorable report.

By Senator Clark, for the Committee on Judiciary No. 2:

S. B. 262, a bill to postpone the quadrennial revaluation and reassessment of real property for purposes of taxation in Watauga County for a period of two years, with an unfavorable report.

S. B. 339, a bill to extend the time for making the quadrennial revaluation and reassessment of real property in Johnston County for the year 1963 through and including the year 1965, with an unfavorable report.

S. B. 389, a bill to amend Chapter 797, Session Laws of 1947, which amended Section 14 of the charter of the city of Durham relative to the compensation of members of the city council, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

S. B. 427, a bill to amend Section 1-109 of the General Statutes relating to plaintiff's prosecution bond, with a favorable report.

S. B. 438, a bill to amend Chapter 697, Session Laws of 1951, as amended by Chapter 993, Session Laws of 1953, relating to providing a supplement to the retirement allowances of certain employees of the city of Durham and county of Durham, with a favorable report.

S. B. 439, a bill to allow the city of Durham to release any interest it and the public generally may have in certain lands for the purpose of permitting Homeland Investment Company, Incorporated, to cross overhead a part of Corcoran Street for private purposes, with a favorable report.

S. B. 443, a bill authorizing and empowering the city council of the city of Salisbury to open, widen and extend streets within said city and setting forth the procedures therefor, including the procedure for acquiring land necessary for the purpose of widening, extending, or opening any street within the said city, with a favorable report.

H. B. 685, a bill to amend Article 51 of Chapter 14 of the General Statutes relating to the protection of athletic contests, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

H. B. 776, a bill to rewrite General Statutes 14-287 relating to unused and exposed wells, with an unfavorable report.

H. B. 879, a bill providing for the presentation to the tax supervisor of Brunswick County of deeds and other instruments prior to registration, with a favorable report.

H. B. 944, a bill to authorize the director of the William Hayes Ackland Memorial Art Center to exchange or sell by private negotiation works of art of said Art Center when same will improve the quality, value or representative character of the Collection, with a favorable report.

H. B. 952, a bill to amend General Statutes 87-1 relating to the definition of a "General Contractor", with a favorable report.

H. R. 1081, a joint resolution recognizing the various theatrical groups in the State and declaring the last week in June as official North Carolina Summer Theatre Week, with a favorable report.

By Senator Forsyth, for the Committee on Salaries and Fees:

S. B. 423, a bill to set the salaries of certain officials of the city of Charlotte and Mecklenburg County, with a favorable report.

H. B. 797, a bill to prescribe additional costs to be charged in the mayor's court in the town of Newton Grove, Sampson County, with a favorable report.

H. B. 842, a bill to fix the fees of the register of deeds of Johnston County, with a favorable report.

H. B. 863, a bill to fix travel expenses of certain public officials in Bertie County, with a favorable report.

H. B. 864, a bill to fix the salaries and travel expense of members of the board of county commissioners and members of the board of education of Bertie County, with a favorable report.

H. B. 866, a bill to fix and regulate the salaries of certain officials in Person County and to provide for salary increases of the personnel in their offices, with a favorable report.

By Senator Stone, for the Committee on Mental Institutions:

H. B. 795, a bill to amend General Statutes 122-7 relating to membership of the board of directors of the North Carolina Hospitals Board of Control, with a favorable report.

H. B. 916, a bill to create an advisory council to the administration of O'Berry School and Cherry Hospital, with a favorable report.

By Senator Burrow, for the Committee on Penal Institutions:

S. B. 276, a bill to prohibit the State Prison Department from using unguarded male prison labor in State Buildings where women are housed or employed or in State Buildings where women frequent and use said buildings for business purposes, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

By Senator King, for the Committee on Counties, Cities and Towns:

S. B. 404, a bill relating to investment of non-current funds of Carteret County, with a favorable report, as amended.

S. B. 437, a bill to revise and reorganize the charter of the city of Reidsville in Rockingham County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Warren of Sampson: S. B. 453, a bill to amend General Statutes 105-116(c) relating to the reduction of the gross receipts tax on natural gas used for industrial and agricultural purposes.

Referred to Committee on Finance.

By Senator Stone: S. B. 454, a bill to amend General Statutes 153-9 relating to county plumbing inspectors to make the same apply to Rockingham County.

Referred to Committee on Counties, Cities and Towns.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 519, a bill to change the charge for combination hunting and fishing licenses, county hunting licenses, and county fishing licenses, and to increase issuance fees for license sales to make them uniform.

Referred to Committee on Wildlife.

H. B. 816, a bill to amend the Constitution of North Carolina so as to provide for greater legislative authority over the salaries of the State executive officers.

Referred to Committee on State Government.

H. B. 871, a bill to incorporate the town of Red Oak in Nash County.

Referred to Committee on Local Government.

H. B. 918, a bill to provide that municipal elections in the town of Ronda in Wilkes County shall be regulated and controlled as provided by Article 3 of Chapter 160 of the General Statutes of North Carolina.

Referred to Committee on Local Government.

H. B. 932, a bill authorizing the town of Chapel Hill to adopt minimum housing standards regulations for an area surrounding the town.

Referred to Committee on Judiciary No. 2.

H. B. 967, a bill to authorize the police officers of the town of Whiteville in Columbus County to make arrests within three miles of the corporate limits.

Referred to Committee on Judiciary No. 2.

H. B. 988, a bill to provide for an election in Watauga County on the question of electing a county tax collector.

Referred to Committee on Counties, Cities and Towns.

H. B. 1008, a bill authorizing the board of education of Transylvania County to convey the Lake Toxaway Elementary School Building property to the Lake Toxaway Community Club.

Referred to Committee on Education.

H. B. 1024, a bill authorizing the board of commissioners of the Rural Hall Sanitary District in Forsyth County to regulate and limit vehicular parking on streets and highways within said district.

Referred to Committee on Local Government.

H. B. 1038, a bill to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Alamance County.

Referred to Committee on Judiciary No. 1.

H. B. 1039, a bill to authorize the city of Burlington to quitclaim and convey all its right, title, interest, and estate in certain lands at private sale to George A. Holt and W. K. Holt, their heirs and assigns.

Referred to Committee on Judiciary No. 1.

H. B. 1051, a bill to amend the rules and regulations for municipal elections held in the city of Gastonia.

Referred to Committee on Counties, Cities and Towns.

H. B. 1059, a bill to abolish the Fair Bluff Municipal Recorder's Court and to exempt Columbus County from the provisions of Article 24, Chapter 7, of the General Statutes.

Referred to Committee on Local Government.

H. R. 1060, a joint resolution providing that the area of Columbus County now known as Crusoe Island may hereafter be known as the River View Community.

Referred to Committee on Counties, Cities and Towns.

H. B. 1126, a bill to appoint Ralph Hodges, Jr., to fill the unexpired term of Ralph Hodges, Sr., on the Beaufort County Board of Education.

Upon motion of Senator Warren of Beaufort, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 1129, a bill to authorize the board of education of Hyde County to sell certain surplus real property at private sale.

Referred to Committee on Education.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 406, a bill to redefine the corporate limits of the city of Laurinburg, and to provide for the regulation of parks, streets, and subdivisions within one mile of the corporate limits, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Hamilton, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Warren of Beaufort, Warren of Sampson, White, Whitely, Whitmire, Winkler, Winslow—45.

S. B. 416, a bill to allow the board of commissioners of the city of Albemarle to establish by ordinance a retirement or pension fund for the employees of the city of Albemarle, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Hamilton, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Warren of Beaufort, Warren of Sampson, White, Whitely, Whitmire, Winkler, Winslow—45.

H. B. 717, a bill to amend H. B. 121, enacted by the 1961 General Assembly, entitled: "An Act to change the style of the name of the town of Graham in Alamance County to the city of Graham and to provide a consolidated and revised charter therefor," upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Hamilton, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall,

Rutledge, Scott, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Warren of Beaufort, Warren of Sampson, White, Whitely, Whitmire, Winkler, Winslow—45.

H. B. 754, a bill relating to mosquito control in Onslow County, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Hamilton, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Warren of Beaufort, Warren of Sampson, White, Whitely, Whitmire, Winkler, Winslow—45.

H. B. 888, a bill relating to the appointment of plumbing inspectors in Transylvania County, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Hamilton, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Warren of Beaufort, Warren of Sampson, White, Whitely, Whitmire, Winkler, Winslow—45.

H. B. 910, a bill to amend H. B. 166, ratified on the 28th day of March, 1961, being the charter of the city of Burlington, in relation to the effect of annexation proceedings, the office of city clerk and treasurer, and investment of city funds, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Hamilton, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Warren of Beaufort, Warren of Sampson, White, Whitely, Whitmire, Winkler, Winslow—45.

S. B. 318, a bill to prohibit the taking of game from public highways in Edgecombe County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 384, a bill to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Cumberland County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 403, a bill to amend Chapter 225 of the Private Laws of 1927, relating to the charter of the town of Newport in Carteret County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 415, a bill authorizing the board of commissioners of the city of Albemarle to call an election upon the question of adopting a city manager form of government for the city of Albemarle.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 418, a bill to amend General Statutes 7-70 relating to the terms of Superior Court to be held in the Greensboro Division of Guilford County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 424, a bill to amend Chapter 206, Public-Local Laws, 1937 Session, as amended by Chapter 577, 1949 Session Laws, relating to the Grand Jury of Forsyth County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 215, a bill to make it lawful to take foxes and wildcats in Graham County at any time, and to provide for payment of bounties for the scalps of such animals.

Passes its second and third readings and is ordered enrolled.

H. B. 595, a bill to amend General Statutes 7-70 relating to the terms of Superior Court of Forsyth County.

Passes its second and third readings and is ordered enrolled.

H. B. 722, a bill to validate and confirm certain official acts performed by certain persons as deputy clerks and assistant clerks of the Superior Court of Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

H. B. 740, a bill to amend General Statutes 9-25 so as to fix the terms of grand jurors of Yadkin County and to provide for their appointment.

Passes its second and third readings and is ordered enrolled.

H. B. 868, a bill directing the board of county commissioners of Yancey County to turn certain delinquent taxes into the General Fund and Debt Service Fund of said county.

Passes its second and third readings and is ordered enrolled.

H. B. 884, a bill to amend General Statutes 153-9.35½ so as to provide that the board of commissioners of Wilkes County shall be empowered to promote farm soil conservation work.

Passes its second and third readings and is ordered enrolled.

H. B. 793, a bill to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Polk County.

Passes its second and third readings and is ordered enrolled.

H. B. 894, a bill to amend Chapter 652, Session Laws of 1949, relating to the nomination and election of members of the Currituck County Board of Commissioners so as to provide that the district candidates shall be elected by a vote of the people of the county as a whole.

Passes its second and third readings and is ordered enrolled.

H. B. 904, a bill to authorize the governing body of the town of Wallace to sell certain surplus real property.

Passes its second and third readings and is ordered enrolled.

H. B. 907, a bill to amend General Statutes 7-70 so as to add a December civil term to the Superior Court schedule in Vance County for the years 1961 and 1962.

Passes its second and third readings and is ordered enrolled.

H. B. 912, a bill to provide clerical assistance for the clerk of the Superior Court and the county accountant of Yancey County.

Passes its second and third readings and is ordered enrolled.

H. B. 914, a bill to amend General Statutes 153-10.1 relating to the removal and disposal of trash, garbage and other refuse in rural areas by making the same applicable to Stokes County.

Passes its second and third readings and is ordered enrolled.

H. B. 921, a bill amending General Statutes 160-68 so as to provide for eight library trustees in the city of High Point.

Passes its second and third readings and is ordered enrolled.

H. B. 960, a bill to amend Article 6A of Chapter 153 relating to the powers of the board of county commissioners to fix salaries of county employees, so as to include Martin County.

Passes its second and third readings and is ordered enrolled.

H. B. 963, a bill to provide for the obtaining of building permits in Beaufort County.

Passes its second and third readings and is ordered enrolled.

H. B. 996, a bill to provide for the transfer of criminal cases from the recorder's court of the town of Mount Olive to the Superior Court of Wayne County when trial by jury is demanded.

Passes its second and third readings and is ordered enrolled.

H. B. 1013, a bill to amend Chapter 200 of the Private Laws of North Carolina, Session of 1935, relating to the election of trustees of the Newton-Conover City Administrative Unit.

Passes its second and third readings and is ordered enrolled.

H. B. 799, a bill to amend Chapter 46, Public-Local Laws of 1917, relating to the county depository of Robeson County.

Passes its second and third readings and is ordered enrolled.

S. B. 358, a bill amending Article 12 of Chapter 130 of the General Statutes to authorize any sanitary district to contract with any city, town, village or political subdivision of the State for the treatment of the district's sewage in a sewage disposal or treatment plant owned and constructed or to be constructed by such city, town, village or political subdivision upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

The bill is ordered sent to the House of Representatives.

S. B. 360, a bill to amend Article 12 of Chapter 130 of the General Statutes of North Carolina, to authorize a sanitary district created under this Chapter to merge with a city or town by majority vote of the qualified voters of both the sanitary district and the city or town, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—47.

The bill is ordered sent to the House of Representatives.

S. B. 78, a bill to amend and supplement "The Revenue Act", being sub-Chapter I of Chapter 105 of the General Statutes and Article 4 of Chapter 18 of the General Statutes, by removing certain exemptions from the retail sales and use tax, by adjusting the rate at which the sale or use of certain property shall be taxed and by adding an additional tax of two per cent upon the sale of spirituous liquors.

Senator Eagles offers an amendment.

Upon the adoption of the amendment sent forward by Senator Eagles, Senator Thomas of Union calls for the "ayes" and "noes".

The call is sustained.

The amendment fails of adoption by roll call vote, ayes 11, noes 39, as follows:

Those voting in the affirmative are: Senators Brock, Burrow, Currie, Eagles, Hoyle, Humphrey, King, Morgan, Roberts, Sumner, Thomas of Union—11.

Those voting in the negative are: Senators Alford, Aydlett, Banzet, Bell, Clark, Clayton, Cook, Crew, Davis, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Humber, Johnson, Jordan, Kesler, McGeachy, Midgett, Moore, Rhyne, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Thomas of Hoke, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—39.

Upon motion of Senator Crew, the Senate recesses to meet this afternoon at 3:30 o'clock.

AFTERNOON SESSION

SENATE CHAMBER,
Thursday, June 8, 1961.

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor H. Cloyd Philpott.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator White, for the Committee on Finance:

S. B. 5, a bill to authorize the issuance of forty-seven million, five hundred and five thousand dollars of bonds of the State to provide for capital improvements for State Institutions and Agencies subject to a vote of the

qualified voters of the State, with an unfavorable report as to bill, favorable report as to committee substitute bill.

Upon motion of Senator White, the rules are suspended and the bill is placed upon today's Calendar.

S. B. 6, a bill to authorize the issuance of six million, one hundred and eighty-nine thousand dollars of bonds of the State to provide for capital improvements for State Institutions and Agencies, with an unfavorable report as to bill, favorable report as to committee substitute bill.

Upon motion of Senator White, the rules are suspended and the bill is placed upon today's Calendar.

By Senator Bell, for the Committee on Judiciary No. 1:

S. B. 417, a bill to authorize the Secretary of State to cancel the certificate of incorporation of a housing authority previously issued upon petition and resolution of the town council and members of the housing authority where no indebtedness has been incurred or property acquired, with a favorable report.

S. B. 430, a bill to amend General Statutes 128-16 relating to removal of certain persons from office, with a favorable report.

S. B. 440, a bill to permit uniformed firemen to direct traffic and enforce motor vehicle laws and ordinances at the scene of fires, with a favorable report.

H. B. 670, a bill to amend General Statutes 28-47, 28-49 and 28-113 so as to reduce the time for making claims against decedents' estates, with a favorable report.

H. B. 671, a bill to amend General Statutes 28-112 with regard to the period in which disputed debts not referred are barred, with a favorable report.

H. B. 741, a bill to amend Chapter 30 of the General Statutes relating to the surviving spouse's year's allowance, with a favorable report.

By Senator Clark, for the Committee on Judiciary No. 2:

H. B. 726, a bill concerning the exercise of the power of eminent domain in connection with small watershed programs in Wake County, with a favorable report, as amended.

By Senator Winslow, for the Committee on Retirement, Employment Security:

H. B. 974, a bill to amend Chapter 135 of the General Statutes, the same being the Teachers' and State Employees' Retirement System Act, relating to return from military service and the election of options, with a favorable report.

S. R. 449, a joint resolution of the General Assembly of North Carolina concerning the establishment of certain minimum federal benefit and financing standards relating to unemployment insurance for the various states, with a favorable report.

By Senator Whitley, for the Committee on Wildlife:

H. B. 519, a bill to change the charge for combination hunting and fishing licenses, county hunting licenses, and county fishing licenses, and to increase issuance fees for license sales to make them uniform, with a favorable report.

Upon motion of Senator Whitley, the bill is re-referred to the Committee on Finance.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Crew: S. B. 455, a bill to extend the corporate limits of the town of Weldon, subject to a referendum election.

Referred to Committee on Local Government.

By Senator Scott: S. R. 456, a joint resolution memorializing the Congress of the United States, the members of the Congress from the State of North Carolina and the Secretary of Commerce to enact suitable legislation to regulate correspondence schools and their solicitors as to their activities in the several States.

Referred to Committee on Higher Education.

By Senators White, Morgan and Kesler: S. B. 457, a bill to amend General Statutes 120-43, relating to filing of written authorizations by lobbyists.

Referred to Committee on Judiciary No. 2.

By Senator Currie: S. B. 458, a bill to implement Article III, Section 12 of the Constitution of North Carolina, as amended.

Referred to Committee on Constitution.

By Senators Humber and Currie: S. B. 459, a bill relating to the North Carolina State Art Society.

Referred to Committee on Higher Education.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 930, a bill to reward safe drivers by amending Article 25 of Chapter 58 of the General Statutes to equitably regulate automobile liability insurance rates and establish a safe driver reward plan.

Referred to Committee on Insurance.

H. B. 1140, a bill to establish and provide for the nomination and selection of the members of the Whiteville City Board of Education.

Referred to Committee on Education.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 78, a bill to amend and supplement "The Revenue Act", being sub-Chapter I of Chapter 105 of the General Statutes and Article 4 of Chapter 18 of the General Statutes, by removing certain exemptions from the retail sales and use tax, by adjusting the rate at which the sale or use of certain property shall be taxed and by adding an additional tax of two per cent upon the sale of spirituous liquors, upon second reading.

Senators Burrow and Humphrey offer an amendment.

Upon the adoption of the amendment, Senator Burrow calls for the "ayes" and "noes".

The call is sustained.

The amendment fails of adoption by roll call vote, ayes 10, noes 38, as follows:

Those voting in the affirmative are: Senators Burrow, Hoyle, Humphrey, King, Morgan, Roberts, Shuford, Sumner, Thomas of Union, Van Landingham—10.

Those voting in the negative are: Senators Alford, Aydlett, Banzet, Bell, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Humber, Johnson, Jordan, Kesler, McGeachy, Midgett, Moore, Rhyne, Royall, Rutledge, Shelton, Stikeleather, Stone, Thomas of Hoke, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—38.

Senator Hoyle offers an amendment which fails of adoption.

The bill passes its second reading by roll call vote, ayes 42, noes 8, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Clark, Clayton, Cook, Crew, Currie, Davis, Eubank, Forsyth, Gentry, Hamilton, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Rhyne, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Thomas of Hoke, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—42.

Those voting in the negative are: Senators Brock, Burrow, Eagles, Hancock, Morgan, Roberts, Sumner, Thomas of Union—8.

Upon motion of Senator White, the bill is made Special Order No. 1.

STATEMENT BY SENATOR HUMPHREY EXPLAINING VOTE
ON COMMITTEE SUBSTITUTE FOR SENATE BILL 78.

I am strongly in favor of the entire increased appropriations in the Appropriations Act for the Public School System, because I wholeheartedly support major improvement in quality education. As to the Revenue Bill, I am opposed to the provision imposing a sales tax on food. It is wrong, in my judgment, for the State to tax food, the basic necessity of life, instead of raising the needed revenue by imposing special taxes on cigarettes, cigars, and other non-essential, luxury items, as virtually every other state in the nation has done. I have already placed myself on record as opposed to the tax on food. However, the amendment supported by me placing the tax on cigarettes instead of food has been defeated by the majority of the Senate.

Therefore, in order to balance the budget as required of the Legislature by law, and in order to provide the funds for the improvements in the education program, I have no choice except to vote for the Revenue Bill, S. B. 78. Hence I vote "aye", with this explanation.

S. B. 422, a bill relating to the compulsory inspection of poultry and poultry products, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 45, noes 1, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hollowell, Humber, Humphrey, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—45.

Those voting in the negative are: Senators Hoyle—1.

H. B. 427, a bill to amend General Statutes 130-148 relating to the extension of sanitary districts, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hollowell, Hoyle, Humber, Humphrey, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—46.

S. B. 5, a bill to authorize the issuance of forty-seven million, five hundred and five thousand dollars of bonds of the State to provide for capital improvements for State Institutions and Agencies subject to a vote of the qualified voters of the State.

Upon motion of Senator White, the Committee substitute bill is adopted, this constituting the first reading of the bill, and the bill is placed upon the Calendar for its second roll call reading and is made Special Order No. 2 of the day.

S. B. 6, a bill to authorize the issuance of six million, one hundred and eighty-nine thousand dollars of bonds of the State to provide for capital improvements for State Institutions and Agencies.

Upon motion of Senator White, the Committee substitute bill is adopted, this constituting the first reading of the bill, and the bill is placed upon the Calendar for its second roll call reading and is made Special Order No. 3 of the day.

S. B. 230, a bill to amend General Statutes 18-39 relating to the establishing of liquor stores.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 320, a bill to require that the interest on the monthly balance of State Highway funds be paid into the Highway Fund of the State.

Upon motion of Senator Stone, action on the bill is postponed until Wednesday, June 14, 1961.

S. B. 342, a bill to amend Chapter 1371 of the Session Laws of 1957, relating to the North Carolina Stonewall Jackson Memorial Fund.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 362, a bill to establish minimum speed limits on certain portions of the highways.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 370, a bill to amend Section 160-249 of the General Statutes to provide for the billing and collecting of charges for sewerage service provided by municipalities which do not also provide water service.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 372, a bill to amend Chapter 84 of the General Statutes relating to attorneys at law.

Upon motion of Senator Clark, action on the bill is postponed until Friday, June 9, 1961.

S. B. 379, a bill to authorize the erection of an appropriate memorial upon the lands of the Morrow Mountain State Park honoring the memory of James McKnight Morrow who was largely responsible for the establishment of this Park.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 400, a bill to amend General Statutes 160-204 to permit municipal corporations to acquire property for purposes of fire departments and fire stations.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 237, a bill to amend Chapter 30 of the General Statutes relating to surviving spouses.

Upon motion of Senator Crew, action on the bill is postponed until Friday, June 9, 1961.

S. B. 421, a bill to amend Chapter 131, Article 12 of the General Statutes to permit a Hospital Authority to change its name.

Upon motion of Senator Bell, action on the bill is postponed until Friday, June 9, 1961.

H. B. 375, a bill to divide the Tenth Solicitorial District into two Districts and to transfer Chatham County from the Fourth Solicitorial District to the new District thereby created.

Upon motion of Senator Kesler, action on the bill is postponed until Friday, June 9, 1961.

S. B. 402, a bill to amend Chapter 57 of the General Statutes and various Sections of Chapter 58 of the General Statutes related thereto in order to make the same applicable to dental service corporations.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 413, a bill to amend Chapter 534 of the Session Laws of 1961, entitled "An Act to amend Chapter 47 of the General Statutes relating to plats, subdivisions and land surveys and recording of same," ratified May 30, 1961.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 414, a bill to amend the definition of "Chauffeur", as the same appears in General Statutes 20-6.

The substitute bill offered by the Committee is adopted.

The bill fails to pass its second reading.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow morning at 10 o'clock.

ONE HUNDRED FIFTH DAY

SENATE CHAMBER,
Friday, June 9, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Moore, the courtesies of the lobby are extended to Mrs. Ashley M. Murphy, wife of Senator Murphy of Pender County, and Priscilla Murphy is made an honorary page of the Senate.

Upon motion of Senator McGeachy, Mandie B. Cass is made an honorary page of the Senate.

Upon motion of Senator Cook, Bill and Jack Burrow, sons of Senator Burrow of Randolph County, are made honorary pages of the Senate.

Upon motion of Senator Alford, the courtesies of the lobby are extended to Mark Williams of Nash County.

Upon motion of Senator Alford, S. B. 500, a bill to amend General Statutes 47-17.1 relating to the filing of papers for probate by the clerk of the Superior Court of Forsyth, is taken from the Committee on Local Government and re-referred to the Committee on Judiciary No. 2.

Upon motion of Senator Thomas of Union, the vote by which S. B. 414, a bill to amend the definition of "chauffeur", as the same appears in General Statutes 20-6, failed to pass its second reading is reconsidered and placed upon the Calendar for Monday, June 12, 1961.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 144, an act to amend General Statutes 153-9, relating to powers of the board of county commissioners, so as to include Cherokee County.

S. B. 145, an act to amend General Statutes 153-48.5 relating to county officials and employees so as to include Cherokee County.

S. B. 350, an act to authorize the board of county commissioners of Rutherford County to appropriate non-tax revenues for soil conservation purposes.

S. B. 365, an act to amend General Statutes 153-246 relating to joint administrative functions of contiguous counties and municipalities in Edgecombe and Nash Counties.

S. B. 377, an act amending General Statutes 105-422 so as to make its provisions applicable to Carteret County and its political subdivisions.

S. B. 378, an act relating to the compensation of the board of county commissioners of Wayne County.

H. B. 215, an act to make it lawful to take foxes and wildcats in Graham County at any time, and to provide for payment of bounties for the scalps of such animals.

H. B. 595, an act to amend General Statutes 7-70 relating to the terms of Superior Court of Forsyth County.

H. B. 722, an act to validate and confirm certain official acts performed by certain persons as deputy clerks and assistant clerks of the Superior Court of Mecklenburg County.

H. B. 740, an act to amend General Statutes 9-25 so as to fix the terms of grand jurors of Yadkin County and to provide for their appointment.

H. B. 743, an act to amend Chapter 212, Session Laws of 1959, relating to the authorization of the counties to call elections on the question of levying taxes for industrial development purposes, so as to provide the same as amended herein shall apply to Person County.

H. B. 793, an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Polk County.

H. B. 799, an act to amend Chapter 46, Public-Local Laws of 1917, relating to the county depository of Robeson County.

H. B. 868, an act directing the board of county commissioners of Yancey County to turn certain delinquent taxes into the general fund and debt service fund of said county.

H. B. 884, an act to amend General Statutes 153-9.35½ so as to provide that the board of commissioners of Wilkes County shall be empowered to promote farm soil conservation work.

H. B. 894, an act to amend Chapter 652, Session Laws of 1949, relating to the nomination and election of members of the Currituck County Board of Commissioners so as to provide that the district candidates shall be elected by a vote of the people of the county as a whole.

H. B. 898, an act to amend the charter of the city of Greensboro, Chapter 37, Private Laws of 1923, as revised and amended by Chapter 1137, Session Laws of 1959.

H. B. 904, an act to authorize the governing body of the town of Wallace to sell certain surplus real property.

H. B. 907, an act to amend General Statutes 7-70 so as to add a December civil term to the Superior Court schedule in Vance County for the years 1961 and 1962.

H. B. 912, an act to provide clerical assistance for the clerk of the Superior Court and the county accountant of Yancey County.

H. B. 914, an act to amend General Statutes 153-10.1 relating to the removal and disposal of trash, garbage and other refuse in rural areas by making the same applicable to Stokes County.

H. B. 921, an act amending General Statutes 160-68 so as to provide for eight library trustees in the city of High Point.

H. B. 960, an act to amend Article 6A of Chapter 153 relating to the powers of the board of county commissioners to fix salaries of county employees, so as to include Martin County.

H. B. 963, an act to provide for the obtaining of building permits in Beaufort County.

H. B. 996, an act to provide for the transfer of criminal cases from the recorder's court of the town of Mount Olive to the Superior Court of Wayne County when trial by jury is demanded.

H. B. 1013, an act to amend Chapter 200 of the private Laws of North Carolina, Session of 1935, relating to the election of trustees of the Newton-Conover City Administrative Unit.

H. B. 1126, an act to appoint Ralph Hodges, Jr., to fill the unexpired term of Ralph Hodges, Sr., on the Beaufort County Board of Education.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 230, a bill to amend General Statutes 18-39 relating to the location of liquor stores.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Shelton, for the Committee on Agriculture:

S. B. 387, a bill to amend General Statutes 130-17 so as to limit the power of local boards of health to make charges for sanitary inspections of certain dairies, with a favorable report.

By Senator Scott, for the Committee on Education:

S. B. 368, a bill to authorize the State Board of Education to conduct an experimental or pilot program in two or more school administrative units based upon merit pay for teachers who excel in their profession and to appropriate funds for the expenses of the program, with a favorable report.

Upon motion of Senator Scott, the bill is re-referred to the Committee on Appropriations.

By Senator Humber, for the Committee on Higher Education:

S. B. 459, a bill relating to the North Carolina State Art Society, with a favorable report.

By Senator Humphrey, for the Committee on Insurance:

S. B. 392, a bill to amend Chapter 66 of the General Statutes so as to provide for the licensing and regulation of motor clubs and associations by the Commissioner of Insurance, and to provide for fees in connection therewith, with a favorable report, as amended.

H. B. 993, a bill to define "twisting" with respect to insurance policies and to provide penalties in the event of twisting, with a favorable report, as amended.

By Senator Alford, for the Committee on Local Government:

S. B. 419, a bill to authorize the county of Randolph to establish and operate a county library system and to authorize the participation in this system of municipal or other public libraries in Randolph County, with a favorable report.

Upon motion of Senator Burrow, the bill is placed upon the Calendar.

S. B. 455, a bill to extend the corporate limits of the town of Weldon, subject to a referendum election, with a favorable report.

H. B. 40, a bill relating to the filing of papers by the clerk of Superior Court of Alexander County, with a favorable report, as amended.

By Senator Aiford, for the Committee on Local Government:

H. B. 865, a bill to authorize the board of county commissioners of Johnston County to transfer the surplus in the Sinking Fund to the Agriculture Building Fund, with a favorable report.

H. B. 871, a bill to incorporate the town of Red Oak in Nash County, with a favorable report.

H. B. 872, a bill to amend the charter of the city of Raleigh, relating to the first meeting of a newly elected city council, with a favorable report.

H. B. 875, a bill to authorize the city council of the city of Kinston and the board of county commissioners of Lenoir County to create and fix the powers of an industrial-agricultural development commission and to appropriate funds for the expenses thereof, with a favorable report.

H. B. 878, a bill to make General Statutes 153-10.1 concerning removal and disposal of trash and garbage applicable to Hoke County, with a favorable report.

H. B. 889, a bill to amend General Statutes 153-10.1 relating to the authority of the board of county commissioners of Transylvania County to regulate the removal and disposal of trash and garbage, with a favorable report, as amended.

H. B. 903, a bill to amend Chapter 596 of the Session Laws of 1949, the same being the charter of the town of Wallace, relating to town purchase procedures and contracts for town improvements, with a favorable report.

H. B. 913, a bill to incorporate the town of Nags Head in Dare County, with a favorable report.

H. B. 915, a bill to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina relating to the promotion of soil conservation work, so as to make it apply to Stokes County, with a favorable report.

H. B. 918, a bill to provide that municipal elections in the town of Ronda in Wilkes County shall be regulated and controlled as provided by Article 3 of Chapter 160 of the General Statutes of North Carolina, with a favorable report.

H. B. 920, a bill to amend General Statutes 153-9(9) relating to designating sites for county buildings, with a favorable report.

H. B. 938, a bill authorizing the Catawba Heights Sanitary District in Gaston County to elect five members to the Sanitary District Board to serve staggered terms, with a favorable report.

H. B. 941, a bill to authorize and empower the bailiff of the Gaston County Domestic Relations and Juvenile Court to serve certain papers, with a favorable report.

H. B. 946, a bill to authorize the board of commissioners of Alexander County to appropriate nontax funds for industrial development purposes, with a favorable report.

H. B. 954, a bill to amend Chapter 674 of the 1955 Session Laws so as to permit the sale, possession and use of explosive caps designed to be fired in toy cap pistols in New Hanover County, with a favorable report.

H. B. 955, a bill to amend General Statutes 153-9, relating to fixing certain fees in Moore County, with a favorable report.

H. B. 958, a bill to authorize the Asheboro City Board of Education to convey certain lands at private sale to the State of North Carolina, with a favorable report.

H. B. 964, a bill pertaining to the impounding of dogs in Beaufort County, with a favorable report.

H. B. 965, a bill amending Chapter 924, Session Laws of 1949, by authorizing and empowering the governing body of the city of Durham to construct local improvements on the public streets and alleys and specially assessing the cost or a portion of the cost thereof against abutting property, with a favorable report.

H. B. 969, a bill to amend Article 1 of Chapter 700, Session Laws of 1947, relating to the charter of the town of Jamestown, with a favorable report.

H. B. 970, a bill to amend Chapter 174 of the 1905 Private Laws relating to the day of election of mayor and commissioners in the town of Magnolia, Duplin County, with a favorable report.

H. B. 1024, a bill authorizing the board of commissioners of the Rural Hall Sanitary District in Forsyth County to regulate and limit vehicular parking on streets and highways within said District, with a favorable report.

By Senator Thomas of Hoke, for the Committee on Propositions and Grievances:

H. B. 704, a bill authorizing the qualified voters of the town of Jamestown to vote upon the establishment of liquor control stores in the town of Jamestown, with a favorable report.

H. B. 882, a bill to prohibit the operation of pool rooms and billiard parlors on Sunday in Columbus County, with a favorable report.

H. B. 877, a bill to authorize the board of county commissioners, in its discretion, to cause elections to be held in Hatteras or Kennakeet Townships in Dare County, for the purpose of determining whether or not beer and/or wine should be sold in either of said townships, with a favorable report.

By Senator Moore, for the Committee on Public Roads:

H. B. 564, a bill to strengthen the motor vehicle certificate of title laws by providing for a manufacturer's certificate of transfer for new motor vehicles and for the recordation and perfection of security interests in vehicles, with a favorable report.

H. B. 712, a bill to require county, city or other municipal law enforcement officers operating motor vehicles to give warning before stopping another vehicle on the highway, with a favorable report.

H. B. 887, a bill to accept the retrocession of jurisdiction over the area within the Camp Lejeune Military Reservation utilized by the State of North Carolina for portions of U. S. Highway 17 and N. C. Highway 24, with a favorable report.

H. B. 957, a bill to amend General Statutes 20-51 so as to exempt from registration farm trailers hauling silage from place to place, with a favorable report.

By Senator Sumner, for the Committee on Public Utilities:

S. B. 391, a bill to amend General Statutes 62-31 relating to minimum rate authority of the Utilities Commission, with an unfavorable report.

S. B. 429, a bill amending Chapter 806, Session Laws of 1953, relating to the town of Murphy Electric Power Board and authorizing the board subject to approval of the board of commissioners of the town to borrow money, with a favorable report.

S. B. 345, a bill to accord minimum protection to agricultural and rural communities which, through their electric membership corporations, extend needed electric service into areas that lie inside municipalities of less than 1,500 population or that later become incorporated within or annexed to municipalities, with an unfavorable report, but minority report filed as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Johnson: S. B. 460, a bill to amend Section 2 of Chapter 451 of the Session Laws of 1949, and Section 6 of Chapter 171 of the Session Laws of 1955, relating to the election of the board of commissioners of the town of Mooresville.

Referred to Committee on Local Government.

By Senator Moore: S. B. 461, a bill to revise and restate the charter of the city of Lumberton.

Upon motion of Senator Moore, the bill is placed upon the Calendar.

By Senator Hamilton: S. B. 462, a bill to insure local control of small loan and consumer loan companies in North Carolina.

Referred to Committee on Banking.

By Senator Aydlett: S. B. 463, a bill to amend General Statutes 51-15 relating to the obtaining of marriage licenses by misrepresentation or false pretense.

Referred to Committee on Judiciary No. 1.

By Senator Clark: S. B. 464, a bill to repeal General Statutes 75-3 relating to burden of proof as to reasonableness in actions involving combinations in the form of trusts and conspiracies in restraint of trade.

Referred to Committee on Judiciary No. 2.

By Senator Stikeleather: S. B. 465, a bill to amend Chapter 146-24, sub-Section (c), relating to the exercise of the power of eminent domain by the Department of Administration.

Referred to Committee on Appropriations.

By Senator Stikeleather: S. B. 466, a bill to authorize the director of the budget to transfer six hundred thousand dollars in 1960-1961 surplus prison department operating and maintenance funds to capital improvement funds for the purpose of constructing a prison hospital.

Referred to Committee on Appropriations.

By Senators Clark and Van Landingham: S. B. 467, a bill making it unlawful to possess certain athletic contest handicap tickets or sheets which could be used for gambling purposes.

Referred to Committee on Judiciary No. 2.

By Senators Clark and Van Landingham: S. B. 468, a bill making it unlawful to transmit by telephone, telegraph or electronic means certain information or estimates as to athletic contests which could be used for gambling purposes.

Referred to Committee on Judiciary No. 2.

By Senator Stikeleather: S. B. 469, a bill to amend Chapter 1039 of the Session Laws of 1959 relating to capital improvements for State institutions and agencies.

Referred to Committee on Appropriations.

By Senator Eagles: S. B. 470, a bill to amend General Statutes 115-52 relating to purchase of equipment and supplies by local boards of education.

Referred to Committee on Judiciary No. 2.

By Senator Crew: S. B. 471, a bill to authorize the county of Halifax to appropriate funds from non-tax sources for a portion of matching funds to be used for the improvement and development of Halifax County Airport.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 244, a bill relating to the compulsory inspection of meat, meat products, and meat by-products, for concurrence in the House amendment.

Upon motion of Senator Shelton, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 359, a bill relating to a contract between the town of Asheboro and the North Asheboro-Central Falls Sanitary District for the joint use of the sewage treatment plant being constructed by the town of Asheboro, for concurrence in the House amendment.

Upon motion of Senator Burrow, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 357, a bill to provide for an election within the North Asheboro-Central Falls Sanitary District and the town of Asheboro on the proposition of merger, for concurrence in the House amendment.

Upon motion of Senator Burrow, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 10, a bill to make appropriations for current operations of the State's departments, bureaus, institutions, and agencies, and for other purposes.

Referred to Committee on Appropriations.

H. B. 867, a bill to require the county commissioners of Person County to appoint a county administrative officer and to provide for a county purchasing agent.

Referred to Committee on Judiciary No. 1.

H. B. 1000, a bill to authorize the board of county commissioners of New Hanover County to convey certain lands at Fort Fisher to the State of North Carolina.

Referred to Committee on Local Government.

H. B. 1025, a bill to further amend the charter of the city of Wilson in Wilson County, relating to the city tax collector.

Referred to Committee on Counties, Cities and Towns.

H. B. 1032, a bill to revise the membership of the Commission on Interstate Cooperation.

Referred to Committee on Interstate and Federal Relations.

H. B. 1033, a bill to fix the terms of office of the members of the board of education of Rockingham County on a four-year basis with staggered terms, and to provide for the nomination of the members of said board of education.

Referred to Committee on Education.

H. B. 1041, a bill to amend General Statutes 160-227.1 authorizing municipalities in New Hanover County to regulate the platting and recording of subdivisions of land.

Referred to Committee on Local Government.

H. B. 1053, a bill authorizing appointment of a board of equalization and review for Mecklenburg County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1064, a bill relating to the appointment of a vice-recorder of the Franklin County Recorder's Court.

Referred to Committee on Counties, Cities and Towns.

H. B. 1072, a bill to authorize the board of education of Martin County to purchase a school site and to pay for same by installments or deferred payments.

Referred to Committee on Education.

H. B. 1080, a bill to amend the charter of the town of Scotland Neck relating to the compensation of the mayor and board of commissioners.

Referred to Committee on Local Government.

H. B. 1147, a bill relating to the compensation of the judge and prosecuting attorney of the county recorder's court of Columbus County.

Referred to Committee on Judiciary No. 2.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 406, a bill to redefine the corporate limits of the city of Laurinburg, and to provide for the regulation of parks, streets, and subdivisions within one mile of the corporate limits, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone,

Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

The bill is ordered sent to the House of Representatives.

S. B. 416, a bill to allow the board of commissioners of the city of Albemarle to establish by ordinance a retirement or pension fund for the employees of the city of Albemarle, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

The bill is ordered sent to the House of Representatives.

H. B. 717, a bill to amend H. B. 121, enacted by the 1961 General Assembly, entitled: "An Act to change the style of the name of the town of Graham in Alamance County to the city of Graham and to provide a consolidated and revised charter therefor," upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

The bill is ordered enrolled.

H. B. 754, a bill relating to mosquito control in Onslow County, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

The bill is ordered enrolled.

H. B. 888, a bill relating to the appointment of plumbing inspectors in Transylvania County, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0,

as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

The bill is ordered enrolled.

H. B. 910, a bill to amend H. B. 166, ratified on the 18th day of March, 1961, being the charter of the city of Burlington, in relation to the effect of annexation proceedings, the office of city clerk and treasurer, and investment of city funds, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

The bill is ordered enrolled.

S. B. 437, a bill to revise and reorganize the charter of the city of Reidsville in Rockingham County, upon second reading.

The bill passes its second reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

S. B. 389, a bill to amend Chapter 22, Session Laws of 1951, relating to the compensation of the mayor and members of the city council of the city of Durham.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 404, a bill relating to investment of non-current funds of Carteret County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 412, a bill to appoint Robert Stiles a member of the board of education of Cherokee County to replace Allen Brendle, resigned.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 423, a bill to set the salaries of certain officials of the city of Charlotte and Mecklenburg County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 433, a bill to promote industrial growth and corporate activity in Gaston County.

Passes its⁵ second and third readings and is ordered sent to the House of Representatives.

S. B. 435, a bill to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Lee County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 436, a bill to provide for the consolidation of the Leaksville Township Board of Education, the Madison-Mayodan City Board of Education, the Reidsville City Board of Education and the Rockingham County Board of Education.

Senator Stone offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 438, a bill to amend Chapter 697, Session Laws of 1951, as amended by Chapter 993, Session Laws of 1953, relating to providing a supplement to the retirement allowances of certain employees of the city of Durham and the county of Durham.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 637, a bill to authorize and direct the board of education of Haywood County to control, operate and administer all of the public schools of Haywood County including the public schools now operated and administered by any city administrative unit in said county.

Upon motion of Senator Scott, the bill is re-referred to the Committee on Education.

S. B. 439, a bill to allow the city of Durham to release any interest it and the public generally may have in certain lands for the purpose of permitting Homeland Investment Company, Incorporated, to cross overhead a part of Corcoran Street for private purposes.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 442, a bill creating districts for the nomination and election of the Alamance County Board of Education in a non-partisan primary and election and fixing the terms of such board.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 443, a bill authorizing and empowering the city council of the city of Salisbury to open, widen and extend streets within said city and setting forth the procedures therefor, including the procedure for acquiring land necessary for the purpose of widening, extending, or opening any street within the said city.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 447, a bill to validate the acts of Earl Mason, a justice of the peace in Carteret County, between March 11, 1959 and May 3, 1960.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 450, a bill relating to the compensation of certain officials of Halifax County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 586, a bill to amend Article 17A of Chapter 7 of the General Statutes relating to the numbering and issuance of warrants to justices of the peace in Wilkes County.

Passes its second and third readings and is ordered enrolled.

H. B. 686, a bill to authorize the Guilford County Board of Education to sell certain real property at private sale.

Passes its second and third readings and is ordered enrolled.

H. B. 721, a bill to change the name of the Mecklenburg County Board of Education.

Passes its second and third readings and is ordered enrolled.

H. B. 726, a bill concerning the exercise of the power of eminent domain in connection with small watershed programs in Wake County.

The amendment offered by the Committee is adopted.

Senator Jordan offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendments.

H. B. 797, a bill to prescribe additional costs to be charged in the mayor's court in the town of Newton Grove, Sampson County.

Passes its second and third readings and is ordered enrolled.

H. B. 836, a bill to fix the compensation of the members of the Columbus County Board of Education.

Passes its second and third readings and is ordered enrolled.

H. B. 842, a bill to fix the fees of the register of deeds of Johnston County.

Passes its second and third readings and is ordered enrolled.

H. B. 860, a bill relating to procedure in the county criminal court of Davie County.

Upon motion of Senator Brock, action on the bill is postponed until Monday, June 12, 1961.

H. B. 863, a bill to fix travel expenses of certain public officials in Bertie County.

Passes its second and third readings and is ordered enrolled.

H. B. 864, a bill to fix the salaries and travel expense of members of the board of county commissioners and members of the board of education of Bertie County.

Passes its second and third readings and is ordered enrolled.

H. B. 866, a bill to fix and regulate the salaries of certain officials in Person County and to provide for salary increases of the personnel in their offices.

Passes its second and third readings and is ordered enrolled.

H. B. 879, a bill providing for the presentation to the tax supervisor of Brunswick County of deeds and other instruments prior to registration.

Passes its second and third readings and is ordered enrolled.

H. B. 885, a bill relating to compensation for the chairman and members of the Greene County Board of Education.

Passes its second and third readings and is ordered enrolled.

H. B. 901, a bill to provide for selection of members of the board of education and members of the board of county commissioners of Bertie County.

Passes its second and third readings and is ordered enrolled.

H. B. 923, a bill to amend Chapter 702 of the 1949 Session Laws of North Carolina relating to the salaries of the judge and solicitor of the municipal court of the city of High Point, and the term of office of the solicitor.

Passes its second and third readings and is ordered enrolled.

H. B. 924, a bill relating to the compensation of certain officials in Guilford County.

Passes its second and third readings and is ordered enrolled.

H. B. 940, a bill fixing the salaries of the mayor and commissioners of the city of Cherryville in Gaston County.

Passes its second and third readings and is ordered enrolled.

H. B. 942, a bill to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Gaston County.

Passes its second and third readings and is ordered enrolled.

H. B. 943, a bill to prescribe the fees which the register of deeds of Orange County shall charge for the making and issuance of duplicate birth and death certificates.

Passes its second and third readings and is ordered enrolled.

H. B. 945, a bill appointing members of the board of trustees of the Maxton City Administrative Unit.

Passes its second and third readings and is ordered enrolled.

H. B. 948, a bill to amend General Statutes 7-134, relating to fees of justices of the peace in Washington County.

Passes its second and third readings and is ordered enrolled.

H. B. 949, a bill to provide for the reorganization of the Granville County Board of Education, the nomination and election of its members, to define in part their powers and authority and to repeal all public, public-local and private laws in conflict with this Act.

Passes its second and third readings and is ordered enrolled.

H. B. 953, a bill to fix the compensation of the county attorney of Harnett County.

Passes its second and third readings and is ordered enrolled.

H. B. 962, a bill to make the provisions of General Statutes 153-9(12a), allowing county commissioners to fix fees for commissions applicable to Martin County.

Passes its second and third readings and is ordered enrolled.

H. B. 972, a bill relating to the appointment of members of the board of education of Montgomery County.

Passes its second and third readings and is ordered enrolled.

H. B. 1021, a bill relating to the appointment of members of the board of education of Northampton County.

Passes its second and third readings and is ordered enrolled.

H. B. 1093, a bill to appoint Robert C. Garrison as a member of the board of education of Iredell County to replace Robert Bradford, resigned.

Passes its second and third readings and is ordered enrolled.

SPECIAL ORDER NO. ONE

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being S. B. 78, a bill to amend and supplement "The Revenue Act", being sub-Chapter I of Chapter 105 of the General Statutes and Article 4 of Chapter 18 of the General Statutes, by removing certain exemptions from the retail sales and use tax, by adjusting the rate at which the sale or use of certain property shall be taxed and by adding an additional tax of two per cent upon the sale of spirituous liquors, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 42, noes 7, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Clark, Clayton, Cook, Crew, Currie, Davis, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Thomas of Hoke, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—42.

Those voting in the negative are: Senators Brock, Burrow, Eagles, Morgan, Roberts, Sumner, Thomas of Union—7.

The bill is ordered sent to the House of Representatives without engrossment.

SPECIAL ORDER NO. TWO

The hour having arrived for the consideration of Special Order No. 2, the President of the Senate lays before the Senate Special Order No. 2, it being S. B. 5, a bill to authorize the issuance of forty-seven million, five hundred and five thousand dollars of bonds of the State to provide for capital improvements for State institutions and agencies subject to a vote of the qualified voters of the State, upon second reading.

The bill passes its second reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

Upon motion of Senator White, the bill is made Special Order No. 1 for Monday, June 12, 1961.

SPECIAL ORDER NO. THREE

The hour having arrived for the consideration of Special Order No. 3, the President of the Senate lays before the Senate Special Order No. 3, it being S. B. 6, a bill to authorize the issuance of six million, one hundred eighty-nine thousand dollars of bonds of the State to provide for capital improvements for State institutions and agencies, upon second reading.

The bill passes its second reading by roll call vote, ayes 50, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—50.

Upon motion of Senator White, the bill is made Special Order No. 2 for Monday, June 12, 1961.

SPECIAL ORDER NO. FOUR

The hour having arrived for the consideration of Special Order No. 4, the President of the Senate lays before the Senate Special Order No. 4, it being H. B. 15, a bill to amend Article 15 of Chapter 53 of the General Statutes, so as to repeal the North Carolina Small Loans Act, and to adopt a North Carolina Consumer Finance Act.

The amendments offered by the Committee are adopted.

The bill, as amended, passes its second reading.

Upon motion of Senator Aydlett, action on the third reading of the bill is postponed until Monday, June 12, 1961, and is made Special Order No. 3.

S. B. 422, a bill relating to the compulsory inspection of poultry and poultry products, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 1, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

Those voting in the negative are: Senators Hoyle—1.

The bill is ordered engrossed.

H. B. 427, a bill to amend General Statutes 130-148 relating to the extension of sanitary districts, upon third reading.

The bill passes its third reading by roll call vote, ayes 50, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stike-leather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landing-ham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—50.

The bill is ordered enrolled.

S. B. 419, a bill to authorize the county of Randolph to establish and operate a county library system and to authorize the participation in this system of municipal or other public libraries in Randolph County, upon second reading.

The bill passes its second reading by roll call vote, ayes 50, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stike-leather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landing-ham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—50.

S. B. 426, a bill to amend Chapter 559, Public-Local Laws of 1935, relating to the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds, by prohibiting the issuance of bonds in behalf of school districts which have no outstanding bonded indebtedness and have been included within larger school districts subsequently created, and by validating the creation of any such larger school districts, upon second reading.

The bill passes its second reading by roll call vote, ayes 50, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stike-leather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landing-ham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—50.

H. B. 636, a bill to amend the General Statutes relating to the inspection of ice cream plants, creameries and cheese factories, upon second reading.

The bill passes its second reading by roll call vote, ayes 50, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore,

Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stike-leather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landing-ham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—50.

H. B. 796, a bill to provide for the creation and enlargement of metro-politan sewerage districts, and for the issuance thereby of general obliga-tion bonds and revenue bonds, upon second reading.

The bill passes its second reading by roll call vote, ayes 50, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stike-leather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landing-ham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whit-mire, Winkler, Winslow—50.

S. B. 237, a bill to amend Chapter 30 of the General Statutes relating to surviving spouses.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 276, a bill to prohibit the State Prison Department from using un-guarded male prison labor in State buildings where women are housed or employed or in State buildings where women frequent and use said buildings for business purposes.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 372, a bill to amend Chapter 84 of the General Statutes relating to attorneys at law.

Upon motion of Senator Clark, action on the bill is postponed until Tuesday, June 13, 1961.

S. B. 417, a bill to authorize the Secretary of State to cancel the cer-tificates of incorporation of a housing authority previously issued upon petition and resolution of the town council and members of the housing authority where no indebtedness has been incurred or property acquired.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 421, a bill to amend Chapter 131, Article 12 of the General Stat-utes, to permit a hospital authority to change its name.

Senator Bell offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 427, a bill to amend Section 1-109 of the General Statutes relating to plaintiff's prosecution bond.

Senator Clark offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 430, a bill to amend General Statutes 128-16 relating to removal of certain persons from office.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 440, a bill to permit uniformed firemen to direct traffic and enforce motor vehicle laws and ordinances at the scene of fires.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. R. 449, a joint resolution of the General Assembly of North Carolina concerning the establishment of certain minimum federal benefit and financing standards relating to unemployment insurance for the various states.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 375, a bill to divide the tenth solicitorial district into two districts and to transfer Chatham County from the fourth solicitorial district to the new district thereby created.

Passes its second and third readings and is ordered enrolled.

H. B. 408, a bill to provide for the government of the North Carolina Museum of Art.

Passes its second and third readings and is ordered enrolled.

H. B. 512, a bill to rewrite General Statutes 10-9 relating to official acts of notaries public; signatures; appearance of names; notarial seals or stamps.

Passes its second and third readings and is ordered enrolled.

H. B. 513, a bill to amend General Statutes 10-13 relating to the validation of official acts of notaries public wherein expiration of notary's commission erroneously stated.

Passes its second and third readings and is ordered enrolled.

H. B. 554, a bill to provide for payment of State income tax refunds to the surviving spouse of taxpayer.

Passes its second and third readings and is ordered enrolled.

H. B. 630, a bill relating to the appointment and terms of office of members of the North Carolina Wildlife Resources Commission.

Passes its second and third readings and is ordered enrolled.

H. B. 633, a bill relating to salary and collection of fees by the private secretary to the Governor.

Passes its second and third readings and is ordered enrolled.

H. B. 655, a bill to amend Article 3 of Chapter 8 of the General Statutes to provide that copies of public records on file in the State Department of Archives and History, when properly certified, shall be as competent evidence as the originals.

Passes its second and third readings and is ordered enrolled.

H. B. 656, a bill to amend Article 2, Chapter 8 of the General Statutes, to provide that certified copies of certain documents filed in the State Department of Archives and History shall be admissible as evidence to the same effect as the original document.

Passes its second and third readings and is ordered enrolled.

H. B. 670, a bill to amend General Statutes 28-47, 28-49 and 28-113 so as to reduce the time for making claims against decedents' estates.

Passes its second and third readings and is ordered enrolled.

H. B. 671, a bill to amend General Statutes 28-112 with regard to the period in which disputed debts not referred are barred.

Passes its second and third readings and is ordered enrolled.

H. B. 681, a bill to amend Article 21 of Chapter 153 of the General Statutes relating to the Western North Carolina Regional Planning Commission.

Passes its second and third readings and is ordered enrolled.

H. B. 685, a bill to amend Article 51 of Chapter 14 of the General Statutes relating to the protection of athletic contests.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate substitute bill.

H. B. 692, a bill to exempt Bertie and Chowan Counties from General Statutes 113-247 relating to fishing on Sunday.

Passes its second and third readings and is ordered enrolled.

H. B. 696, a bill to amend Chapter 139 of the General Statutes relating to soil conservation districts, watershed improvement districts, and watershed improvement programs, so as to change the name of such districts, change the membership of the soil and water conservation committee, and clarify various provisions of said Chapter.

Passes its second and third readings and is ordered enrolled.

H. B. 741, a bill to amend Chapter 30 of the General Statutes relating to the surviving spouse's year's allowance.

Passes its second and third readings and is ordered enrolled.

H. B. 795, a bill to amend General Statutes 122-7 relating to membership of the board of directors of the North Carolina Hospitals Board of Control.

Passes its second and third readings and is ordered enrolled.

H. B. 798, a bill to amend General Statutes 130-95 relating to venereal disease reports.

Passes its second and third readings and is ordered enrolled.

H. B. 859, a bill to amend Article 2, Chapter 90 of the General Statutes relating to veterinarians.

Passes its second and third readings and is ordered enrolled.

H. B. 876, a bill to amend Chapter 84 of the General Statutes of North Carolina relating to attorneys at law.

Passes its second and third readings and is ordered enrolled.

H. R. 908, a joint resolution urging the members of the North Carolina Delegation in the U. S. Congress to take appropriate steps to release the undeveloped lands in the vicinity of John H. Kerr Reservoir in Vance County.

The bill passes its second reading.

Upon objection of Senator Hoyle to the third reading of the bill, the bill remains upon the Calendar.

H. B. 916, a bill to create an advisory council to the administration of O'Berry School and Cherry Hospital.

Passes its second and third readings and is ordered enrolled.

H. B. 944, a bill to authorize the director of the William Hayes Ackland Memorial Art Center to exchange or sell by private negotiation works of art of said Art Center when same will improve the quality, value or representative character of the collection.

Passes its second and third readings and is ordered enrolled.

H. B. 952, a bill to amend General Statutes 87-1 relating to the definition of a "General Contractor".

Upon motion of Senator Clark, action on the bill is postponed until Monday, June 12, 1961.

H. B. 974, a bill to amend Chapter 135 of the General Statutes, the same being the Teachers' and State Employees' Retirement System Act, relating to return from military service and the election of options.

Passes its second and third readings and is ordered enrolled.

H. R. 1058, a joint resolution concerning display and use of the Confederate flag.

Passes its second and third readings and is ordered enrolled.

H. R. 1081, a joint resolution recognizing the various theatrical groups in the State and declaring the last week in June as official North Carolina Summer Theatre Week.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow morning at 9:30 o'clock at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 7:00 o'clock.

ONE HUNDRED SIXTH DAY

SENATE CHAMBER,
Saturday, June 10, 1961.

The Senate meets pursuant to adjournment, and in the absence of Lieutenant Governor H. Cloyd Philpott and President pro tempore Lunsford Crew, the Principal Clerk, S. Ray Byerly calls Senator Whitley to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Crew, the Senate adjourns to meet Monday evening at 7 o'clock.

ONE HUNDRED SEVENTH DAY

SENATE CHAMBER,
Monday, June 12, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Bell, the courtesies of the lobby are extended to John L. Humber, son of Senator Humber of Pitt County and John Michael and Rachel Humber, grandson and granddaughter of Senator Humber of Pitt are made honorary pages of the Senate.

Upon motion of Senator Stone, the courtesies of the lobby are extended to Dr. Dennis Cook, Jr., of Caldwell County, son of Senator Cook of Caldwell County.

Upon motion of Senator Whitley, the courtesies of the lobby are extended to Dr. and Mrs. Millard Hill of Johnston County.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Mrs. Henderson Scott of Alamance County, daughter-in-law of Senator Scott of Alamance County and Carolyn Scott and Betsy Scott, granddaughters of Senator Scott, are made honorary pages of the Senate.

Upon motion of Senator Warren of Sampson, the courtesies of the lobby are extended to LeRoy Simmons of Sampson County.

Upon motion of Senator Scott, the courtesies of the lobby are extended to Mr. and Mrs. Hearn of Alamance County, and John and George Hearn are made honorary pages of the Senate.

Upon motion of Senator Sumner, the courtesies of the lobby are extended to Mr. and Mrs. Leslie Taylor of Rutherford County.

The Chair grants leave of absence to Senator Crew for tonight and tomorrow, Tuesday, June 13, 1961.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 427, a bill to amend Section 1-109 of the General Statutes relating to plaintiff's prosecution bond.

S. B. 404, a bill relating to investment of non-current funds of Carteret County.

S. B. 436, a bill to provide for the consolidation of the Leaksville Township Board of Education, the Madison-Mayodan City Board of Education, the Reidsville City Board of Education and the Rockingham County Board of Education.

S. B. 421, a bill to amend Chapter 131, Article 12 of the General Statutes to permit a hospital authority to change its name.

S. B. 422, a bill relating to the compulsory inspection of poultry and poultry products.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Stikeleather, for the Committee on Appropriations:

House Committee substitute bill for H. B. 10, a bill to make appropri-

tions for current operations of the State's Departments, Bureaus, Institutions and Agencies, and for other purposes, with a favorable report.

By Senator King, for the Committee on Counties, Cities and Towns:

S. B. 454, a bill to amend General Statutes 153-9, relating to county plumbing inspectors to make the same apply to Rockingham County, with a favorable report.

H. B. 465, a bill requiring a building permit in Haywood County, North Carolina, with a favorable report.

By Senator White, for the Committee on Finance:

S. B. 396, a bill relating to deductions of contributions for income tax purposes, with a favorable report, as amended.

S. B. 425, a bill to amend General Statutes 153-9(43) relating to tax levies by counties for certain special purposes so as to make the provisions thereof applicable to Robeson County, with a favorable report.

S. B. 431, a bill to authorize the University of North Carolina to construct and provide service and auxiliary facilities necessary or desirable for the students or staff or in the operation of the University of North Carolina at Chapel Hill, North Carolina, either as additions, extensions, improvements, and betterments of the University Enterprises of the University of North Carolina or otherwise, and to pay the costs thereof, in whole or in part, through the issuance of revenue bonds payable from revenues; providing for the charging and collection of rates, fees, charges and rentals; making inapplicable hereto all other statutory provisions in conflict with the provisions of this Act; and making the provisions of this Act severable, with a favorable report, as amended.

S. B. 446, a bill to amend Sections 58-53.1 and 58-53.3 of the General Statutes so as to provide the same shall apply to all contracts of insurance procured in foreign and alien business companies not authorized to transact business in this State, with a favorable report.

S. B. 452, a bill to amend General Statutes 105-74 and General Statutes 105-85 relating to State license taxes on pressing clubs, dry cleaning plants, hat blockers and laundries, with a favorable report, as amended.

H. B. 519, a bill to change the charge for combination hunting and fishing licenses, county hunting licenses, and county fishing licenses, and to increase issuance fees for license sales to make them uniform, with a favorable report.

H. B. 645, a bill to classify products held for foreign shipment for purposes of property taxation, with an unfavorable report.

H. B. 787, a bill to amend General Statutes 153-152 so as to authorize the Currituck County Board of Commissioners to levy a special tax for support of the poor of said County, with a favorable report.

H. B. 814, a bill to authorize the board of county commissioners of Alexander County, in their discretion, to levy a tax for the support and maintenance of the Alexander County Library, with a favorable report.

By Senator Bell, for the Committee on Judiciary No. 1:

S. B. 155, a bill to provide for the admissibility in evidence and use of annuity tables in actions for wrongful death and certain actions for damages for personal injuries, with a favorable report, as amended.

S. B. 253, a bill to amend Chapter 50 of the General Statutes so as to authorize Judges of Superior Court to make disposition of estates by the entireties in suits for alimony without divorce, with a favorable report, as amended.

S. B. 432, a bill to amend General Statutes 160-227.1 so as to provide that Part 3A, Article 18, Chapter 160 of the General Statutes shall be applicable to Halifax County, with a favorable report.

S. B. 451, a bill to amend General Statutes 130-128 relating to the compensation of members of a sanitary district board, with a favorable report.

H. B. 738, a bill to amend the Urban Redevelopment Law to authorize redevelopment of non-residential areas; to provide for conservation, rehabilitation and reconditioning areas; and to clarify and simplify procedural requirements, with a favorable report.

H. B. 980, a bill to amend General Statutes 93-12 relating to the State Board of Certified Public Accountant Examiners, with a favorable report.

H. B. 856, a bill amending Chapter 224, Private Laws of 1927, by adding the opening, clearing, grading, drainage, and otherwise improving streets, avenues and alleys dedicated for public use by a recorded map or plat to the classes of local improvements authorized by said Act, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Rutledge: S. B. 472, a bill to amend sub-Section 16(c) of Section 130-128 of the General Statutes relating to application of capital reserve funds of sanitary districts.

Referred to Committee on Judiciary No. 1.

By Senators Alford and Shelton: S. B. 473, a bill to amend General Statutes 160-453.12, relating to the extension of the corporate limits of the town of Battleboro in Edgecombe and Nash Counties.

Referred to Committee on Counties, Cities and Towns.

By Senator Winkler: S. B. 474, a bill to fix the fees of the register of deeds of Watauga County for the registration of certain instruments.

Referred to Committee on Salaries and Fees.

By Senator Whitmire: S. B. 475, a bill to appoint a member of the Henderson County Board of Education to fill the vacancy of a member who has resigned.

Upon motion of Senator Whitmire, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Humber: S. R. 476, a joint resolution congratulating East Carolina College.

Upon motion of Senator Humphrey, the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Hancock: S. B. 477, a bill to amend General Statutes 7-70, relating to the terms of Superior Court to be held in Granville County.

Referred to Committee on Judiciary No. 1.

By Senator Stikeleather: S. B. 478, a bill to provide a deficiency appropriation for the Agricultural and Technical College at Greensboro for the fiscal year 1960-61.

Referred to Committee on Appropriations.

By Senators Shelton and Crew: S. B. 479, a bill to prohibit certain business activities on Sunday.

Referred to Committee on Judiciary No. 1.

By Senator Thomas of Union: S. B. 480, a bill to extend the time for the adoption of the 1961-62 Stanly County budget resolution and for turning over the Stanly County tax books to the tax collector.

Referred to Committee on Judiciary No. 2.

By Senator Hollowell: S. B. 481, a bill to amend General Statutes 153-9, sub-Section 43, as the same appears in the 1959 Cumulative Supplement, relating to tax levies for certain purposes in certain counties so as to include Wayne County.

Referred to Committee on Local Government.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 72, a bill to permit a solicitor to argue for a death sentence in a capital case.

Referred to Committee on Judiciary No. 1.

H. B. 182, a bill to regulate the hunting and taking of amphibians in North Carolina.

Referred to Committee on Wildlife.

H. B. 289, a bill to amend General Statutes 105-144 relating to the determination of gain or loss for income tax purposes.

Referred to Committee on Finance.

H. B. 432, a bill to amend General Statutes 105-141 to provide income tax exemption for benefits paid under all Workmen's Compensation Acts and similar Acts.

Referred to Committee on Finance.

H. B. 683, a bill to provide for a referendum by the voters of Macon County upon the question of election of members of the county board of education.

Referred to Committee on Education.

H. B. 715, a bill to amend Chapter 75A of the General Statutes so as to require registration of all motor boats and to provide for safety measures to be employed by all motor boats.

Referred to Committee on Wildlife.

H. B. 745, a bill adding a new Article to Chapter 153 of the General Statutes to authorize counties (singly or jointly with municipalities or other counties) and municipalities (jointly with counties or other municipalities) to acquire, lease, construct, reconstruct, extend, improve, maintain and operate any water system or sanitary sewerage system, within or

without the boundaries of any such counties or municipalities, and to establish by mutual agreement joint agencies to exercise the powers conferred by such Article, and amending the County Finance Act to authorize the issuance of bonds by counties for the acquisition, construction, reconstruction, extension and improvement of water systems and sanitary sewerage systems either singly or jointly with other counties or municipalities.

Referred to Committee on Finance.

H. B. 858, a bill relating to license taxes of itinerant salesmen and peddlers in Wayne County.

Referred to Committee on Finance.

H. B. 752, a bill to provide for the transfer of trust assets into another trust for the same purpose and beneficiaries.

Referred to Committee on Judiciary No. 2.

H. B. 753, a bill to amend General Statutes 33-71 with regard to powers of custodians under the Uniform Gifts to Minor Act.

Referred to Committee on Judiciary No. 2.

H. B. 869, a bill to amend Chapter 113, Section 174-7 General Statutes of North Carolina, to change the license tax on commercial fishing boats.

Referred to Committee on Finance.

H. B. 883, a bill authorizing the board of commissioners of Wilkes County to appropriate funds to supplement the salary of the poultry expert employed at the poultry experiment station located in Wilkes County.

Referred to Committee on Local Government.

H. B. 917, a bill to prohibit the sale of contaminated feed to livestock and poultry.

Referred to Committee on Agriculture.

H. B. 919, a bill to amend Chapter 170 Public Local Laws of 1937, as amended by Chapter 848 of the 1951 Session Laws, so as to clarify the special tax authorized in Guilford County for the support and maintenance of the poor and the County Welfare Department.

Referred to Committee on Counties, Cities and Towns.

H. B. 927, a bill authorizing the town of Mount Airy in Surry County to pass ordinances authorizing the issuance of bonds for paying the cost of street improvements and of a municipal building notwithstanding any limitation of debt in the Municipal Finance Act or in any other law.

Referred to Committee on Finance.

H. B. 975, a bill to exempt the Gastonia Little Theatre, Inc., from ad valorem taxes of Gaston County and the city of Gastonia.

Referred to Committee on Counties, Cities and Towns.

H. B. 934, a bill to provide for payment of attorney's fees incurred by State employees in defending suits arising from activities of such employees in the course and scope of their employment for the State.

Referred to Committee on Judiciary No. 2.

H. B. 985, a bill to amend Section 4, Chapter 779, Session Laws of 1959.

Referred to Committee on Judiciary No. 1.

H. B. 979, a bill to amend General Statutes 160-227.1 relative to municipal approval of subdivision plats, making the same applicable to Chowan County.

Referred to Committee on Local Government.

H. B. 984, a bill relating to the advertisement and sale of tax liens on real property in the town of Gibsonville, North Carolina.

Referred to Committee on Local Government.

H. B. 991, a bill to amend Chapter 212, Session Laws of 1959, relating to elections on the question of levying taxes for industrial development to make the same applicable to Burke County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1002, a bill to fix the fees of the justices of the peace in Moore County.

Referred to Committee on Salaries and Fees.

H. B. 995, a bill relative to the assessed valuation of certain property in Columbus County.

Referred to Committee on Judiciary No. 2.

H. B. 1005, a bill concerning a special election to authorize a development tax and a development commission for Madison County.

Referred to Committee on Local Government.

H. B. 1007, a bill to regulate the fees to be received by justices of the peace in Columbus County.

Referred to Committee on Salaries and Fees.

H. B. 1006, a bill relating to the appointment of court reporters for McDowell and Polk Counties.

Referred to Committee on Judiciary No. 1.

H. B. 1010, a bill to authorize the qualified voters of the town of Sparta to determine whether alcoholic beverages control stores shall be established in said town and to prescribe the method of operation and the disposition of the net profits thereof.

Referred to Committee on Propositions and Grievances.

H. B. 1015, a bill to amend H. B. 417, ratified 26th of May, 1961, so as to exclude Johnston County therefrom.

Referred to Committee on Local Government.

H. B. 1017, a bill relating to mileage allowance for Guilford County employees.

Referred to Committee on Counties, Cities and Towns.

H. B. 1016, a bill to amend Chapter 1397 of the 1957 Session Laws relating to substitute judges of the Guilford County Domestic Relations Court.

Referred to Committee on Judiciary No. 1.

H. B. 1045, a bill to incorporate the town of Chadwick Acres, North Carolina in Onslow County.

Referred to Committee on Local Government.

H. B. 1018, a bill to repeal Chapter 1154 of the Session Laws of 1951, relating to garbage collection and disposal in Guilford County.

Referred to Committee on Local Government.

H. B. 1019, a bill to amend General Statutes 7-70 to authorize the Guilford County Board of County Commissioners to designate the place for holding terms of Superior Court in the High Point Division.

Referred to Committee on Judiciary No. 2.

H. B. 1020, a bill relating to the constitution of a quorum at meetings of the governing board of the town of Dunn.

Referred to Committee on Local Government.

H. B. 1034, a bill to allow the governing body of the city of Reidsville to establish by ordinance a retirement or pension fund for employees.

Referred to Committee on Counties, Cities and Towns.

H. B. 1035, a bill to validate the municipal election of May 1, 1961, of the town of Maxton in Robeson County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1036, a bill to amend Chapter 314 of the Session Laws of North Carolina, 1953, relating to elections in the town of Maxton.

Referred to Committee on Local Government.

H. B. 1037, a bill relating to provisions for collection of garbage in Dare County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1046, a bill to amend General Statutes 7-104 by authorizing additional substitute judges in Mecklenburg County.

Referred to Committee on Judiciary No. 1.

H. B. 1055, a bill to provide for staggered terms of office for the board of commissioners and compensation for board of commissioners and mayor of the town of Creedmoor in Granville County.

Referred to Committee on Salaries and Fees.

H. B. 1048, a bill to authorize the board of county commissioners of Wilson County to fix the compensation for the chairman and other members of the board.

Referred to Committee on Salaries and Fees.

H. B. 1049, a bill authorizing the county of Cumberland to acquire, purchase, construct, improve, enlarge, extend and equip properties relating to grain storage facilities of the county, to lease said properties to public or private interests and to issue revenue bonds therefor.

Referred to Committee on Finance.

H. B. 1052, a bill authorizing the establishment of Glen Alpine Graded District in Burke County as a recreation district and the levying of a recreation system tax.

Referred to Committee on Finance.

H. B. 1063, a bill to fix the salaries of certain officials of Franklin County.

Referred to Committee on Salaries and Fees.

H. B. 1068, a bill to authorize elections for the enlargement of a city administrative unit in one county by the annexation of a district or other school area in another contiguous or adjoining county.

Referred to Committee on Education.

H. B. 1067, a bill to fix the fees of the clerk of Superior Court of Johnston County.

Referred to Committee on Salaries and Fees.

H. B. 1098, a bill to fix the compensation of the county commissioners of Anson County.

Referred to Committee on Salaries and Fees.

H. B. 1075, a bill to amend General Statutes 7-70, relating to terms of court in Randolph County.

Referred to Committee on Judiciary No. 1.

H. B. 1078, a bill authorizing the counties of Northampton, Hertford and Bertie to establish an airport authority for the purpose of acquiring

lands, constructing and operating a tri-county airport and vesting in said authority all powers set out in Chapter 63 of the General Statutes of North Carolina.

Referred to Committee on Finance.

H. B. 1079, a bill authorizing the county board of commissioners of Hertford County to set compensation for the members, the chairman and the county attorney.

Referred to Committee on Salaries and Fees.

H. B. 1090, a bill to provide for an election upon the question of the establishment of a county recorder's court in Harnett County.

Referred to Committee on Local Government.

H. B. 1109, a bill relating to the terms of court in Onslow County.

Referred to Committee on Courts and Judicial Districts.

H. B. 1099, a bill to amend Chapter 324, Session Laws of 1957, relating to recording maps and plats in Surry County.

Referred to Committee on Judiciary No. 1.

H. B. 1106, a bill to amend Chapter 1189, Session Laws of 1953, relating to the compensation of commissioners of the town of Ellerbe in Richmond County.

Referred to Committee on Salaries and Fees.

H. B. 1107, a bill to fix the compensation of the members of the Rockingham City Board of Education.

Referred to Committee on Salaries and Fees.

H. B. 1108, a bill to amend Chapter 1235, Session Laws of 1959, relating to plats and subdivisions of land surveys so as to provide said Act shall not apply to Camden County.

Referred to Committee on Local Government.

H. B. 1110, a bill relating to the terms of court in Edgecombe County.

Referred to Committee on Courts and Judicial Districts.

H. B. 1114, a bill to amend General Statutes 9-25 so as to provide the manner of drawing the grand jurors in Rutherford County.

Referred to Committee on Courts and Judicial Districts.

H. B. 1111, a bill to authorize the exemption from taxation of certain personal property stored in Nash County and Edgecombe County for shipment to foreign countries.

Referred to Committee on Finance.

H. B. 1113, a bill to amend Chapter 433, Session Laws of 1955, relating to the compensation of the members of the board of county commissioners, the members of the board of education and the members of the board of health of Martin County.

Referred to Committee on Salaries and Fees.

H. B. 1134, a bill to amend Chapter 389, Session Laws of 1959, relating to the compensation of the judge and solicitor of the Richmond County Special Court and the judge and solicitor of the Hamlet District Recorder's Court.

Referred to Committee on Courts and Judicial Districts.

H. B. 1135, a bill to amend General Statutes 160-227.1 so as to provide that the provisions of Chapter 160, Article 18, Part 3A of the General Statutes shall be applicable to Richmond County.

Referred to Committee on Judiciary No. 1.

H. B. 1137, a bill to provide for a jury in the recorder's court of Bladen County and to regulate the drawing of same, when one is demanded.

Referred to Committee on Courts and Judicial Districts.

H. B. 1142, a bill to constitute and establish the Elkin-Jonesville City Board of Education and to provide for the appointment and election of members in the event the Jonesville Public School District of Yadkin County is annexed and becomes a part of the Elkin City Administrative Unit by referendum.

Referred to Committee on Education.

S. B. 211, a bill to amend Chapter 324, Session Laws of 1955, relating to the fees to be charged by the sheriff and other law enforcement officers of Wake County, for concurrence in the House amendment.

Upon motion of Senator Jordan, the bill is placed upon the Calendar for Tuesday, June 13, 1961.

H. B. 1145, a bill to amend Chapter 1071, Session Laws of 1953, as amended by Chapter 857, Session Laws of 1957, authorizing and empowering the board of commissioners of Forsyth County to adopt regulations relating to the government thereof so as to authorize the board of commissioners of Forsyth County to adopt regulations relating to the discharge of firearms in Forsyth County outside of the municipalities therein.

Referred to Committee on Judiciary No. 2.

H. R. 1170, a joint resolution commending the East Carolina College Baseball Team upon winning the National Association of Intercollegiate Athletics Baseball Championship.

Upon motion of Senator Humber, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 1172, a bill to authorize the mayor and board of aldermen of the town of Spencer to convey, without cost, to Rowan County certain property.

Upon motion of Senator Kesler, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 1173, a bill to validate the official acts of William Matthew Smith and John R. Pate, justices of the peace in New Bern in Craven County.

Referred to Committee on Judiciary No. 2.

H. B. 1174, a bill to amend Chapter 535 of the Public Local Laws of 1937, relating to the Bureau of Identification of Wake County.

Referred to Committee on Judiciary No. 1.

H. B. 1175, a bill to amend General Statutes 18-45, relating to the powers and duties of the Beaufort County Alcoholic Beverage Control Board.

Referred to Committee on Counties, Cities and Towns.

H. B. 1187, a bill relating to salaries of employees of the Graham County Public Welfare Department.

Referred to Committee on Salaries and Fees.

S. B. 374, a bill relating to the lien on property for unpaid sewerage charges in the town of Spindale, for concurrence in the House amendment.

Upon motion of Senator Sumner, the Senate concurs in the House amendment and the bill is ordered enrolled.

HOUSE OF REPRESENTATIVES,
Monday, June 12, 1961.

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return for further consideration by the House of Representatives of S. B. 211, entitled "An Act to amend Chapter 324, Session Laws of 1955, relating to the fees to be charged by the sheriff and other law enforcement officers of Wake County."

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

Upon motion of Senator Jordan, the bill is ordered returned to the House of Representatives, and a message is ordered sent to that Honorable Body informing that Body of such action.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 419, a bill to authorize the county of Randolph to establish and operate a county library system and to authorize the participation in this system of municipal or other public libraries in Randolph County, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—45.

The bill is ordered sent to the House of Representatives, by special messenger.

S. B. 437, a bill to revise and reorganize the charter of the city of Reidsville in Rockingham County, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—45.

The bill is ordered sent to the House of Representatives by special messenger.

S. B. 429, a bill amending Chapter 806, Session Laws of 1953, relating to the town of Murphy Electric Power Board and authorizing the board subject to approval of the board of commissioners of the town to borrow money, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—45.

S. B. 455, a bill to extend the corporate limits of the town of Weldon, subject to a referendum election, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—45.

S. B. 461, a bill to revise and re-state the charter of the city of Lumberton, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—45.

H. B. 871, a bill to incorporate the town of Red Oak in Nash County, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—45.

H. B. 913, a bill to incorporate the town of Nags Head in Dare County, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts,

Royall, Rutledge, Scott, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—45.

H. B. 40, a bill relating to the filing of papers by the clerk of Superior Court of Alexander County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 704, a bill authorizing the qualified voters of the town of Jamestown to vote upon the establishment of liquor control stores in the town of Jamestown.

Passes its second and third readings and is ordered enrolled.

H. B. 860, a bill relating to procedure in the county criminal court of Davie County.

Passes its second and third readings and is ordered enrolled.

H. B. 865, a bill to authorize the board of county commissioners of Johnston County to transfer the surplus in the sinking fund to the agriculture building fund.

Passes its second and third readings and is ordered enrolled.

H. B. 872, a bill to amend the charter of the city of Raleigh, relating to the first meeting of a newly elected city council.

Passes its second and third readings and is ordered enrolled.

H. B. 875, a bill to authorize the city council of the city of Kinston and the board of county commissioners of Lenoir County to create and fix the powers of an industrial-agricultural development commission and to appropriate funds for the expenses thereof.

Passes its second and third readings and is ordered enrolled.

H. B. 877, a bill to authorize the board of county commissioners, in its discretion, to cause elections to be held in Hatteras or Kennakeet Townships in Dare County, for the purpose of determining whether or not beer and/or wine should be sold in either of said townships.

Passes its second and third readings and is ordered enrolled.

H. B. 878, a bill to make General Statutes 153-10.1 concerning removal and disposal of trash and garbage applicable to Hoke County.

Passes its second and third readings and is ordered enrolled.

H. B. 882, a bill to prohibit the operation of pool rooms and billiard parlors on Sunday in Columbus County.

Passes its second and third readings and is ordered enrolled.

H. B. 889, a bill to amend General Statutes 153-10.1, relating to the authority of the board of county commissioners of Transylvania County to regulate the removal and disposal of trash and garbage.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 903, a bill to amend Chapter 596 of the Session Laws of 1949, the same being the charter of the town of Wallace, relating to town purchase procedures and contracts for town improvements.

Passes its second and third readings and is ordered enrolled.

H. B. 915, a bill to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina relating to the promotion of soil conservation work, so as to make it apply to Stokes County.

Passes its second and third readings and is ordered enrolled.

H. B. 918, a bill to provide that municipal elections in the town of Ronda in Wilkes County shall be regulated and controlled as provided by Article 3 of Chapter 160 of the General Statutes of North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 920, a bill to amend General Statutes 153-9(9) relating to designating sites for county buildings.

Passes its second and third readings and is ordered enrolled.

H. B. 938, a bill authorizing the Catawba Heights Sanitary District in Gaston County to elect five members to the sanitary district board to serve staggered terms.

Passes its second and third readings and is ordered enrolled.

H. B. 941, a bill to authorize and empower the bailiff of the Gaston County Domestic Relations and Juvenile Court to serve certain papers.

Passes its second and third readings and is ordered enrolled.

H. B. 946, a bill to authorize the board of commissioners of Alexander County to appropriate nontax funds for industrial development purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 954, a bill to amend Chapter 674 of the 1955 Session Laws so as to permit the sale, possession and use of explosive caps designed to be fired in toy cap pistols in New Hanover County.

Passes its second and third readings and is ordered enrolled.

H. B. 955, a bill to amend General Statutes 153-9, relating to fixing certain fees in Moore County.

Passes its second and third readings and is ordered enrolled.

H. B. 958, a bill to authorize the Asheboro City Board of Education to convey certain lands at private sale to the State of North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 964, a bill pertaining to the impounding of dogs in Beaufort County.

Passes its second and third readings and is ordered enrolled.

H. B. 965, a bill amending Chapter 924, Session Laws of 1949, by authorizing and empowering the governing body of the city of Durham to construct local improvements on the public streets and alleys and specially assessing the cost or a portion of the cost thereof against abutting property.

Passes its second and third readings and is ordered enrolled.

H. B. 969, a bill to amend Article 1 of Chapter 700, Session Laws of 1947, relating to the charter of the town of Jamestown.

Passes its second and third readings and is ordered enrolled.

H. B. 970, a bill to amend Chapter 174 of the 1905 Private Laws relating to the day of election of mayor and commissioners in the town of Magnolia, Duplin County.

Passes its second and third readings and is ordered enrolled.

H. B. 1024, a bill authorizing the board of commissioners of the Rural Hall Sanitary District in Forsyth County to regulate and limit vehicular parking on streets and highways within said district.

Passes its second and third readings and is ordered enrolled.

SPECIAL ORDER NO. 1

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being S. B. 5, a bill to authorize the issuance of forty-seven million, five hundred and five thousand dollars of bonds of the State to provide for capital improvements for State Institutions and Agencies subject to a vote of the qualified voters of the State, upon third reading.

Senator Stikeleather offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

The bill is ordered sent to the House of Representatives, without engrossment.

SPECIAL ORDER NO. 2

The hour having arrived for the consideration of Special Order No. 2, the President of the Senate lays before the Senate Special Order No. 2, it being S. B. 6, a bill to authorize the issuance of six million, one-hundred and eighty-nine thousand dollars of bonds of the State to provide for capital improvements for State Institutions and Agencies, upon third reading.

Senator Stikeleather offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

The bill is ordered sent to the House of Representatives, without engrossment.

SPECIAL ORDER NO. 3

The hour having arrived for the consideration of Special Order No. 3, the President of the Senate lays before the Senate Special Order No. 3, it being H. B. 15, a bill to amend Article 15 of Chapter 53 of the General Statutes, so as to repeal the North Carolina Small Loans Act, and to adopt a North Carolina Consumer Finance Act.

Upon motion of Senator Aydlett, action on the bill is postponed until Tuesday, June 13, and is made a Special Order.

S. B. 426, a bill to amend Chapter 559, Public Local Laws of 1935, relating to the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds, by prohibiting the issuance of bonds in behalf of school districts which have no outstanding bonded indebtedness and have been included within larger school districts subsequently created, and by validating the creation of any such larger school districts, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

The bill is ordered sent to the House of Representatives.

H. B. 636, a bill to amend the General Statutes relating to the inspection of ice cream plants, creameries and cheese factories, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

The bill is ordered enrolled.

H. B. 796, a bill to provide for the creation and enlargement of metropolitan sewerage districts and for the issuance thereby of general obligation bonds and revenue bonds, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore,

Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

The bill is ordered enrolled.

S. B. 392, a bill to amend Chapter 66 of the General Statutes so as to provide for the licensing and regulation of motor clubs and associations by the Commissioner of Insurance, and to provide for fees in connection therewith, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

H. R. 908, a joint resolution urging the members of the North Carolina Delegation in the U. S. Congress to take appropriate steps to release the undeveloped lands in the vicinity of John H. Kerr Reservoir in Vance County.

Passes its third reading and is ordered enrolled.

S. B. 345, a bill to accord minimum protection to agricultural and rural communities which, through their electric membership corporations, extend needed electric service into areas that lie inside municipalities of less than 1,500 population or that later become incorporated within or annexed to municipalities.

Upon the adoption of the minority report, as amended, Senator King calls for the "ayes" and "noes".

The call is sustained.

The minority report, as amended, is adopted by roll call vote, ayes 28, noes 19, as follows:

Those voting in the affirmative are: Senators Aydlett, Brock, Burrow, Clark, Cook, Currie, Eubank, Forsyth, Hamilton, Hancock, Hoyle, Humber, Jordan, King, McGeachy, Moore, Morgan, Roberts, Royall, Shelton, Thomas of Hoke, Van Landingham, Warren of Beaufort, Warren of Sampson, Whitley, Whitmire, Winkler, Winslow—28.

Those voting in the negative are: Senators Alford, Banzet, Bell, Clayton, Davis, Eagles, Gentry, Hollowell, Humphrey, Johnson, Kesler, Midgett, Rutledge, Shuford, Stikeleather, Stone, Sumner, Thomas of Union, White—19.

The following pair is announced: Senators Scott "aye", Crew "no".

Upon motion of Senator King, action on the amendment and bill is postponed until tomorrow Tuesday, June 13, 1961.

S. B. 387, a bill to amend General Statutes 130-17 so as to limit the power of local boards of health to make charges for sanitary inspections of certain dairies.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 414, a bill to amend the definition of "Chauffeur", as the same appears in General Statutes 20-6.

Senator Shelton offers an amendment which is adopted.

The bill, as amended, fails to pass its second reading.

S. B. 459, a bill relating to the North Carolina State Art Society.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 564, a bill to strengthen the motor vehicle certificate of title laws by providing for a manufacturer's certificate of transfer for new motor vehicles and for the recordation and perfection of security interests in vehicles.

The bill passes its second reading.

Upon objection of Senator Hoyle to its third reading, the bill remains upon the Calendar.

H. B. 712, a bill to require county, city or other municipal law enforcement officers operating motor vehicles to give warning before stopping another vehicle on the highway.

Passes its second and third readings and is ordered enrolled.

H. B. 887, a bill to accept the retrocession of jurisdiction over the area within the Camp Lejeune Military Reservation utilized by the State of North Carolina for portions of US Highway 17 and NC Highway 24.

Passes its second and third readings and is ordered enrolled.

H. B. 952, a bill to amend General Statutes 87-1 relating to the definition of a "General Contractor".

The bill fails to pass its second reading.

H. B. 957, a bill to amend General Statutes 20-51 so as to exempt from registration farm trailers hauling silage from place to place.

Passes its second and third readings and is ordered enrolled.

H. B. 993, a bill to define "twisting" with respect to insurance policies and to provide penalties in the event of twisting.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

Upon motion of Senator Morgan, the Senate adjourns to meet tomorrow at 12 M.

ONE HUNDRED EIGHTH DAY

SENATE CHAMBER,
Tuesday, June 13, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator White, H. B. 1078, a bill authorizing the counties of Northampton, Hertford and Bertie to establish an airport authority for the purpose of acquiring lands, constructing and operating a tri-county airport and vesting in said authority all powers set out in Chapter 63 of the General Statutes of North Carolina, is taken from the Committee on Finance and placed upon today's Calendar.

Upon motion of Senator Stone, S. B. 436, a bill to provide for the consolidation of the Leaksville Township Board of Education, the Madison-Mayodan City Board of Education, the Reidsville City Board of Education and the Rockingham County Board of Education, is recalled from the Engrossing Office for further consideration by the Senate, and upon his motion the bill is placed on today's Calendar.

COMMITTEE APPOINTMENT

The President announces the appointment of the following members to the Committee on Calendar: Senators Crew, Chairman, White, Vice-Chairman, Bell, Clark, Kesler, Moore, Stikeleather, Thomas of Union and Warren of Sampson.

MESSAGE FROM THE GOVERNOR

The following message is received from His Excellency, Governor Terry Sanford:

To the Honorable Senate of North Carolina:

I have the honor to transmit herewith the following appointments made during the past two years, which in accordance with provisions of the General Statutes are forwarded to the Senate for confirmation:

	Appointed	Term Expires
<i>State Board of Agriculture</i>		
Hoyle C. Griffin, Monroe	8- 7-59	5- 4-65
George Kittrell, Corapeake	8- 7-59	5- 4-65
Charles F. Phillips, Thomasville	8- 7-59	5- 4-65
<i>Teachers' and State Employees' Retirement System</i>		
F. Kent Burns, Raleigh	8-26-59	4- 5-63
Withers Davis, Fayetteville	8-26-59	4- 5-63
Mrs. Annie H. Swindell, Durham	8-26-59	4- 5-63
Royal W. Sands, Reidsville	4-14-60	4- 5-64
H. L. Stephenson, Smithfield	4-14-60	4- 5-64
<i>TB Sanatoriums</i>		
Charles A. Cannon, Concord	8-27-59	4-29-65
Carl C. Council, Durham	8-27-59	4-29-65
Gordon Greenwood, Black Mountain	8-27-59	4-29-65
Dr. M. A. Pittman, Wilson	8-27-59	4-29-65

	Appointed	Term Expires
<i>State Stream Sanitation Committee</i>		
J. N. Vann, Ahoskie	8- 7-59	7-11-65
Mrs. Karl Bishopric, Leaksville	8- 7-59	7-11-65
<i>Atlantic States Marine Fisheries Commission</i>		
Walton S. Griggs, Point Harbor	6-24-60	6-20-63
<i>N. C. School for the Blind and Deaf in Raleigh</i>		
Richard Ford, Asheville	11- 9-60	5- 1-61

Respectfully submitted,

TERRY SANFORD, *Governor.*

Upon motion of Senator Morgan, the Senate resolves itself into Executive Session for the purpose of considering the appointments contained in the Governor's Message.

Upon motion of Senator Morgan, the appointments as submitted in the Governor's Message are unanimously approved and confirmed for the position stated and for the time specified.

Upon motion of Senator Morgan, the Executive Session is dissolved.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 1058, a joint resolution concerning display and use of the Confederate Flag.

H. R. 1081, a joint resolution recognizing the various theatre groups in the State and declaring the last week in June as official North Carolina Summer Theatre Week.

S. B. 222, an act to amend Chapter 279, Public-Local Laws of 1937, relating to the creation of school districts, the issuance of school building bonds and notes in behalf of school districts and special tax bond units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds and notes, by making additional provisions for the issuance of school building bonds and extending the application of said Act to Robeson County.

S. B. 244, an act relating to the compulsory inspection of meat, meat products, and meat by-products.

S. B. 265, an act to fix the compensation of the members of the board of county commissioners of Davie County.

S. B. 308, an act to amend Chapter 559, Public-Local Laws of 1935, relating to the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds, by providing for the dissolution of school districts, the separation from and annexation to school districts, the consolidation of school districts, the enlargement of school districts, the authorization of school building bonds, and the validation of school districts heretofore created under said Chapter.

S. B. 309, an act to amend Chapter 158 of the General Statutes to authorize the establishment of economic development commissions, and to amend Chapter 153 to authorize the establishment of regional planning commissions, by political subdivisions.

S. B. 333, an act relating to the appointment and terms of office of the City of Wilson Recreation Commission.

S. B. 336, an act providing for the perpetual preservation of the legislative chambers in the present Capitol Building and to provide for the future use and custodial care thereof.

S. B. 355, an act validating the levying and assessing of all ad valorem taxes on real and personal property and polls subject to taxation by the city of Rocky Mount.

S. B. 357, an act to provide for an election within the North Asheboro-Central Falls Sanitary District and the town of Asheboro on the proposition of merger.

S. B. 359, an act relating to a contract between the town of Asheboro and the North Asheboro-Central Falls Sanitary District for the joint use of the sewage treatment plant being constructed by the town of Asheboro.

S. B. 367, an act to authorize the qualified voters of the town of Hertford to determine whether or not alcoholic beverage control stores shall be established in said town and to prescribe the disposition of the net profits thereof.

S. B. 433, an act to promote industrial growth and corporate activity in Gaston County.

H. B. 375, an act to divide the Tenth Solicitorial District into two districts and to transfer Chatham County from the Fourth Solicitorial District to the new district thereby created.

H. B. 408, an act to provide for the government of the North Carolina Museum of Art.

H. B. 427, an act to amend General Statutes 130-148 relating to the extension of sanitary districts.

H. B. 512, an act to rewrite General Statutes 10-9 relating to official acts of notaries public; signatures; appearance of names; notarial seals or stamps.

H. B. 513, an act to amend General Statutes 10-13 relating to the validation of official acts of notaries public wherein expiration of notary's commission erroneously stated.

H. B. 554, an act to provide for payment of State income tax refunds to the surviving spouse of taxpayer.

H. B. 586, an act to amend Article 17A of Chapter 7 of the General Statutes relating to the numbering and issuance of warrants to justices of the peace in Wilkes County.

H. B. 630, an act relating to the appointment and terms of office of members of the North Carolina Wildlife Resources Commission.

H. B. 633, an act relating to salary and collection of fees by the private secretary to the Governor.

H. B. 655, an act to amend Article 3 of Chapter 8 of the General Statutes to provide that copies of public records on file in the State Department of Archives and History, when properly certified, shall be as competent evidence as the originals.

H. B. 656, an act to amend Article 2, Chapter 8 of the General Statutes to provide that certified copies of certain documents filed in the State Department of Archives and History shall be admissible as evidence to the same effect as the original document.

H. B. 670, an act to amend General Statutes 28-47, 28-49 and 28-113 so as to reduce the time for making claims against decedents' estates.

H. B. 671, an act to amend General Statutes 28-112 with regard to the period in which disputed debts not referred are barred.

H. B. 681, an act to amend Article 21 of Chapter 153 of the General Statutes relating to the Western North Carolina Regional Planning Commission.

H. B. 686, an act to authorize the Guilford County Board of Education to sell certain real property at private sale.

H. B. 692, an act to exempt Bertie and Chowan Counties from General Statutes 113-247 relating to fishing on Sunday.

H. B. 696, an act to amend Chapter 139 of the General Statutes relating to soil conservation districts, watershed improvement districts, and watershed improvement programs, so as to change the name of such districts, change the membership of the soil and water conservation committee, and clarify various provisions of said Chapter.

H. B. 717, an act to amend H. B. 121, enacted by the 1961 General Assembly, entitled: "An Act to change the style of the name of the town of Graham in Alamance County to the city of Graham and to provide a consolidated and revised charter therefor."

H. B. 721, an act to change the name of the Mecklenburg County Board of Education.

H. B. 741, an act to amend Chapter 30 of the General Statutes relating to the surviving spouse's year's allowance.

H. B. 754, an act relating to mosquito control in Onslow County.

H. B. 795, an act to amend General Statutes 122-7 relating to membership of the board of directors of the North Carolina Hospitals Board of Control.

H. B. 797, an act to prescribe additional costs to be charged in the mayor's court in the town of Newton Grove, Sampson County.

H. B. 798, an act to amend General Statutes 130-95 relating to venereal disease reports.

H. B. 836, an act to fix the compensation of the members of the Columbus County Board of Education.

H. B. 842, an act to fix the fees of the register of deeds of Johnston County.

H. B. 859, an act to amend Article 2, Chapter 90 of the General Statutes relating to veterinarians.

H. B. 863, an act to fix travel expenses of certain public officials in Bertie County.

H. B. 864, an act to fix the salaries and travel expense of members of the board of county commissioners and members of the board of education of Bertie County.

H. B. 866, an act to fix and regulate the salaries of certain officials in Person County and to provide for salary increases of the personnel in their offices.

H. B. 876, an act to amend Chapter 84 of the General Statutes of North Carolina relating to attorneys at law.

H. B. 879, an act providing for the presentation to the tax supervisor of Brunswick County of deeds and other instruments prior to registration.

H. B. 885, an act relating to compensation for the chairman and members of the Greene County Board of Education.

H. B. 888, an act relating to the appointment of plumbing inspectors in Transylvania County.

H. B. 901, an act to provide for selection of members of the board of education and members of the board of county commissioners of Bertie County.

H. B. 910, an act to amend H. B. 166, ratified on the 28th day of March, 1961, being the charter of the city of Burlington, in relation to the effect of annexation proceedings, the office of city clerk and treasurer, and investment of city funds.

H. B. 916, an act to create an advisory council to the administration of O'Berry School and Cherry Hospital.

H. B. 923, an act to amend Chapter 702 of the 1949 Session Laws of North Carolina relating to the salaries of the judge and solicitor of the municipal court of the city of High Point, and the term of office of the solicitor.

H. B. 924, an act relating to the compensation of certain officials in Guilford County.

H. B. 940, an act fixing the salaries of the mayor and commissioners of the city of Cherryville in Gaston County.

H. B. 942, an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Gaston County.

H. B. 943, an act to prescribe the fees which the register of deeds of Orange County shall charge for the making and issuance of duplicate birth and death certificates.

H. B. 944, an act to authorize the director of the William Hayes Ackland Memorial Art Center to exchange or sell by private negotiation works of art of said Art Center when same will improve the quality, value or representative character of the collection.

H. B. 945, an act appointing members to the board of trustees of the Maxton City Administrative Unit.

H. B. 948, an act to amend General Statutes 7-134 relating to fees of justices of the peace in Washington County.

H. B. 949, an act to provide for the reorganization of the Granville County Board of Education, the nomination and election of its members, to define in part their powers and authority and to repeal all public, public-local and private laws in conflict with this Act.

H. B. 953, an act to fix the compensation of the County attorney of Harnett County.

H. B. 962, an act to make the provisions of General Statutes 153-9(12a) allowing county commissioners to fix fees and commissions, applicable to Martin County.

H. B. 972, an act relating to the appointment of members of the board of education of Montgomery County.

H. B. 974, an act to amend Chapter 135 of the General Statutes, the same being the Teachers' and State Employees' Retirement System Act, relating to return from military service and the election of options.

H. B. 1021, an act relating to the appointment of members of the board of education of Northampton County.

H. B. 1093, an act to appoint Robert C. Garrison as a member of the board of education of Iredell County to replace Robert Bradford, resigned.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Stikeleather, for the Committee on Appropriations:

S. B. 7, a bill to make appropriations for capital improvements of State institutions, departments, and agencies and construction of buildings and permanent improvements for the State, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

S. B. 466, a bill to authorize the Director of the Budget to transfer six hundred thousand dollars in 1960-61 surplus Prison Department Operating and Maintenance Funds to Capital Improvement Funds for the purpose of constructing a prison hospital, with a favorable report.

S. B. 469, a bill to amend Chapter 1039 of the Session Laws of 1959 relating to capital improvements for State institutions and agencies, with a favorable report, as amended.

By Senator Davis, for the Committee on Conservation and Development:

S. B. 441, a bill pertaining to Article 3, Chapter 139 of the General Statutes as the same relates to a water shed improvement program in Clay County, with a favorable report.

By Senator Jordan, for the Committee on Constitution:

S. B. 126, a bill to amend Section 5 of Article V of the Constitution of North Carolina to provide a tax exemption up to \$5,000 for every person 65 years of age or older on real estate used as a homesite or residence, with an unfavorable report.

S. B. 458, a bill to implement Article III, Section 12, of the Constitution of North Carolina, as amended, with a favorable report.

By Senator Currie, for the Committee on Election Laws and Legislative Representation:

H. B. 709, a bill authorizing the towns of LaGrange and Pink Hill to use the Lenoir County Loose-Leaf Registration System for the registration of voters and acceptance of registration applications, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

By Senator Humber, for the Committee on Higher Education:

S. R. 456, a joint resolution memorializing the Congress of the United States, the members of the Congress from the State of North Carolina and the Secretary of Commerce to enact suitable legislation to regulate correspondence schools and their solicitors as to their activities in the several states, with a favorable report.

By Senator Hoyle, for the Committee on Interstate and Federal Relations:

H. B. 1032, a bill to revise the membership of the Commission on Interstate Cooperation, with a favorable report.

By Senator Bell, for the Committee on Judiciary No. 1:

H. B. 867, a bill to require the county commissioners of Person County to appoint a county administrative officer and to provide for a county purchasing agent, with a favorable report.

H. B. 985, a bill to amend Section 4, Chapter 779, Session Laws of 1959, with a favorable report.

H. B. 1006, a bill relating to the appointment of court reporters for McDowell and Polk Counties, with a favorable report.

H. B. 1016, a bill to amend Chapter 1397 of the 1957 Session Laws relating to substitute judges of the Guilford County Domestic Relations Court, with a favorable report.

H. B. 1038, a bill to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Alamance County, with a favorable report.

H. B. 1039, a bill to authorize the city of Burlington to quitclaim and convey all its right, title, interest, and estate in certain lands at private sale to George A. Holt and W. K. Holt, their heirs and assigns, with a favorable report.

H. B. 1046, a bill to amend General Statutes 7-104 by authorizing additional substitute judges in Mecklenburg County, with a favorable report.

H. B. 1075, a bill to amend General Statutes 7-70 relating to terms of court in Randolph County, with a favorable report.

H. B. 1099, a bill to amend Chapter 324, Session Laws of 1957, relating to recording maps and plats in Surry County, with a favorable report.

H. B. 1135, a bill to amend General Statutes 160-227.1 so as to provide that the provisions of Chapter 160, Article 18, Part 3A of the General Statutes shall be applicable to Richmond County, with a favorable report.

H. B. 1174, a bill to amend Chapter 535 of the Public-Local Laws of 1937 relating to the bureau of identification of Wake County, with a favorable report.

By Senator Eagles, for the Committee on State Government:

S. B. 219, a bill to provide for the payment of the salaries of certain State employees engaged in hazardous duties who are injured while in the performance of their official duties, with an unfavorable report.

S. B. 428, a bill to place the North Carolina State Ballet Company under the patronage and control of the State, and to authorize the Governor and Council of State to make allocations from the Contingency and Emergency Fund in aid and support thereof, with a favorable report.

H. B. 816, a bill to amend the Constitution of North Carolina so as to provide for greater legislative authority over the salaries of the State executive officers, with a favorable report.

By Senator Hancock, for the Committee on Veterans and Military Affairs:

H. R. 734, a joint resolution requesting the delegation in the Congress of the United States from North Carolina to support House Resolution 3745 to provide for pensions of veterans of World War I, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Morgan: S. B. 482, a bill to amend General Statutes 20-38(bb) with regard to the definition of special mobile equipment for vehicle registration purposes.

Referred to Committee on Calendar.

By Senator Hancock: S. B. 483, a bill to amend General Statutes 163-113 relating to agreements for rotation of candidates of Senatorial Districts of more than one county.

Referred to Committee on Calendar.

By Senator Shelton: S. B. 484, a bill amending General Statutes 153-9(43) so as to add Edgecombe to the list of counties authorized to levy taxes for the special purposes of paying the salary and expenses of the county accountant, the farm demonstration agent, the home demonstration agent, and the veterans' service officer.

Referred to Committee on Calendar.

By Senator Currie: S. R. 485, a joint resolution inviting the Honorable John F. Kennedy, President of the United States, to participate in the dedicatory exercises of the restored Bennett House near Durham, North Carolina, on October 12, 1961, while visiting the University of North Carolina at Chapel Hill; and appointing an honorary committee to extend the invitation.

Upon motion of Senator Currie, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 891, a bill to continue transportation of public school pupils when the corporate limits of a municipality are extended.

Referred to Committee on Calendar.

H. B. 978, a bill to create the Edenton Historic Commission for the purpose of the acquisition, repair and maintenance of historic sites in the town of Edenton in Chowan County.

Referred to Committee on Calendar.

H. R. 982, a joint resolution relating to the proper recognition of the Battle of Averasboro as a significant event in North Carolina history.

Referred to Committee on Calendar.

H. B. 1043 a bill to revise and consolidate the charter of the town of Edenton in Chowan County.

Referred to Committee on Calendar.

H. B. 1066, a bill to create a law enforcement officers' relief fund for the Moore County Law Enforcement Officers Association.

Referred to Committee on Calendar.

H. B. 1073, a bill to amend General Statutes 153-152 so as to authorize the Martin County Board of Commissioners to levy a special tax for support of the poor of said county.

Referred to Committee on Calendar.

H. B. 1074, a bill to authorize a tax levy in Martin County for county building and repair purposes.

Referred to Committee on Calendar.

H. B. 1083, a bill to fix the compensation of the members of the board of county commissioners and the board of education of Gates County.

Referred to Committee on Calendar.

H. B. 1084, a bill to authorize elections on the question of whether or not school districts in one county shall be enlarged by annexing or consolidating school districts or other school areas from adjoining counties and whether or not there shall be levied and collected in the territory to be annexed or consolidated the same special or supplemental tax as is levied and collected in the district or districts in the other county.

Referred to Committee on Calendar.

H. B. 1095, a bill relating to the compensation of the judge of the juvenile court of Vance County.

Referred to Committee on Calendar.

H. B. 1096, a bill to amend General Statutes 14-335 so as to change the punishment for public drunkenness in Anson County.

Referred to Committee on Calendar.

H. B. 1100, a bill to amend Chapter 144 of the Public Local Laws of 1937, as amended, relating to the Civil Service Act of the city of High Point.

Referred to Committee on Calendar.

H. B. 1112, a bill to amend Chapter 1209, Session Laws of 1955 providing that persons charged with certain motor vehicle violations in Franklin County may waive appearance and tender plea of guilty, by naming the chief of police as an officer authorized to accept waiver.

Referred to Committee on Calendar.

H. B. 1115, a bill to amend Chapter 1298, Session Laws of 1957, being the charter of the town of Mayodan and amending certain requirements for the enactment of ordinances.

Referred to Committee on Calendar.

H. B. 1116, a bill to amend Chapter 1142 of the Session Laws of 1959 relating to the Franklin County Peace Officers' Relief Association.

Referred to Committee on Calendar.

H. B. 1139, a bill to amend General Statutes 160-227.1 so as to provide that the provisions of Chapter 160, Article 18, Part 3A of the General Statutes shall be applicable to Lenoir County.

Referred to Committee on Calendar.

H. B. 1150, a bill to amend Section 6 of Chapter 219, Private Laws of 1911, as rewritten by Chapter 56 of the Session Laws of 1959, relating to the filling of vacancies on the board of commissioners of the town of Smithfield, North Carolina.

Referred to Committee on Calendar.

S. B. 249, a bill to provide for the licensing of private detectives in North Carolina, for concurrence in the House amendment.

Upon motion of Senator Hoyle, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. R. 1190, a joint resolution inviting the Honorable John F. Kennedy, President of the United States to participate in the dedicatory exercises of the restored Bennett House near Durham, North Carolina, on October 12, 1961, while visiting the University of North Carolina at Chapel Hill; and appointing an honorary committee to extend the invitation.

Upon motion of Senator Currie, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 1194, a bill to increase the salaries of the clerk of the Superior Court, the sheriff, and the register of deeds of Alamance County in the sum of six hundred dollars per year.

Referred to Committee on Calendar.

H. B. 1197, a bill to authorize the board of county commissioners of Richmond County to fix the fees of county officers.

Referred to Committee on Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 429, a bill amending Chapter 806, Session Laws of 1953, relating to the town of Murphy Electric Power Board and authorizing the board subject to approval of the board of commissioners of the town to borrow money, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

The bill is ordered sent to the House of Representatives.

S. B. 455, a bill to extend the corporate limits of the town of Weldon, subject to a referendum election, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

The bill is ordered sent to the House of Representatives.

S. B. 461, a bill to revise and re-state the charter of the city of Lumberton, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van LANDINGHAM, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

The bill is ordered sent to the House of Representatives, by special messenger.

H. B. 871, a bill to incorporate the town of Red Oak in Nash County, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van LANDINGHAM, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

The bill is ordered enrolled.

H. B. 913, a bill to incorporate the town of Nags Head in Dare County, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van LANDINGHAM, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

The bill is ordered enrolled.

S. B. 425, a bill to amend General Statutes 153-9(43) relating to tax levies by counties for certain special purposes so as to make the provisions thereof applicable to Robeson County, upon second reading.

The bill passes its second reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stike-

leather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

H. B. 787, a bill to amend General Statutes 153-152 so as to authorize the Currituck County Board of Commissioners to levy a special tax for support of the poor of said county, upon second reading.

The bill passes its second reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

H. B. 814, a bill to authorize the board of county commissioners of Alexander County, in their discretion, to levy a tax for the support and maintenance of the Alexander County Library, upon second reading.

The bill passes its second reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

H. B. 1078, a bill authorizing the counties of Northampton, Hertford and Bertie to establish an airport authority for the purpose of acquiring lands, constructing and operating a tri-county airport and vesting in said authority all powers set out in Chapter 63 of the General Statutes of North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

S. B. 432, a bill to amend General Statutes 160-227.1 so as to provide that part 3A, Article 18, Chapter 160, of the General Statutes shall be applicable to Halifax County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 451, a bill to amend General Statutes 130-129 relating to the compensation of members of a sanitary district board.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 454, a bill to amend General Statutes 153-9 relating to county plumbing inspectors to make the same apply to Rockingham County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 465, a bill requiring a building permit in Haywood County, North Carolina.

Passes its second and third readings and is ordered enrolled.

S. B. 436, a bill to provide for the consolidation of the Leaksville Township Board of Education, the Madison-Mayodan City Board of Education, the Reidsville City Board of Education and the Rockingham County Board of Education.

Upon motion of Senator Stone, the vote by which the bill passed its third reading is reconsidered.

Senator Stone offers an amendment which is adopted.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives without engrossment, by special messenger.

H. B. 856, a bill amending Chapter 224, Private Laws of 1927, by adding the opening, clearing, grading, drainage, and otherwise improving streets, avenues and alleys dedicated for public use by a recorded map or plat to the classes of local improvements authorized by said Act.

Passes its second and third readings and is ordered enrolled.

SPECIAL ORDER

The hour having arrived for the consideration of the Special Order of the day, the President of the Senate lays before the Senate H. B. 15, a bill to amend Article 15 of Chapter 53 of the General Statutes, so as to repeal the North Carolina Small Loans Act, and to adopt a North Carolina Consumer Finance Act.

Senator Aydlett offers Amendment No. 1 which is adopted.

Senator Aydlett offers Amendment No. 2 which is adopted.

Senator Aydlett offers Amendment No. 3 which is adopted.

Senator Aydlett offers Amendment No. 4 which is adopted.

Senator Aydlett offers Amendment No. 5 which is adopted.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendments, by special messenger.

Upon motion of Senator Stikeleather, the rules are suspended and H. B. 10, a bill to make appropriations for current operations of the State's departments, bureaus, institutions, and agencies, and for other purposes, is placed upon today's Calendar for the next order of business.

Upon motion of Senator Morgan, the Senate recesses to meet this afternoon at 2:30 o'clock.

AFTERNOON SESSION

SENATE CHAMBER,

Tuesday, June 13, 1961.

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Upon motion of Senator White, S. B. 453, a bill to amend General Statutes 105-116(c) relating to the reduction of the gross receipts tax on natural gas used for industrial and agricultural purposes, is taken from the Committee on Finance and re-referred to the Committee on Calendar.

Upon motion of Senator White, H. B. 125, a bill relating to the taxing of certain agricultural products in Lenoir County, is taken from the Committee on Finance and re-referred to the Committee on Calendar.

Upon motion of Senator White, H. B. 432, a bill to amend General Statutes 105-141 to provide income tax exemption for benefits put under all Workmen's Compensation Acts and similar acts, is taken from the Committee on Finance and re-referred to the Committee on Calendar.

Upon motion of Senator White, H. B. 289, a bill to amend General Statutes 105-144 relating to the determination of gain or loss for income tax purposes, is taken from the Committee on Finance and re-referred to the Committee on Calendar.

Upon motion of Senator White, H. B. 858, a bill relating to license taxes of itinerant salesmen and peddlers in Wayne County, is taken from the Committee on Finance and re-referred to the Committee on Calendar.

Upon motion of Senator White, H. B. 869, a bill to amend Chapter 113, Section 174.7, General Statutes of North Carolina, to change the license tax on commercial fishing boats, is taken from the Committee on Finance and re-referred to the Committee on Calendar.

Upon motion of Senator White, H. B. 927, a bill authorizing the town of Mount Airy in Surry County to pass ordinances authorizing the issuance of bonds for paying the cost of street improvements and of a municipal building notwithstanding any limitation of debt in the Municipal Finance Act or in any other law, is taken from the Committee on Finance and re-referred to the Committee on Calendar.

Upon motion of Senator White, H. B. 1049, a bill authorizing the county of Cumberland to acquire, purchase, construct, improve, enlarge, extend and equip properties relating to grain storage facilities of the county, to lease said properties to public or private interests and to issue revenue bonds therefor, is taken from the Committee on Finance and re-referred to the Committee on Calendar.

Upon motion of Senator White, H. B. 1111, a bill to authorize the exemption from taxation of certain personal property stored in Nash County and Edgecombe County for shipment to foreign countries, is taken from the Committee on Finance and re-referred to the Committee on Calendar.

Upon motion of Senator White, H. B. 1052, a bill authorizing the establishment of Glen Alpine Graded District in Burke County as a Recreation District and the levying of a recreation system tax, is taken from the Committee on Finance and re-referred to the Committee on Calendar.

Upon motion of Senator White, H. B. 745, a bill adding a new Article to Chapter 153 of the General Statutes to authorize counties (singly or jointly with municipalities or other counties) and municipalities (jointly

with counties or other municipalities) to acquire, lease, construct, reconstruct, extend, improve, maintain and operate any water system or sanitary sewerage system, within or without the boundaries of any such counties or municipalities, and to establish by mutual agreement joint agencies to exercise the powers conferred by such Article, and amending the County Finance Act to authorize the issuance of bonds by counties for the acquisition, construction, reconstruction, extension and improvement of water systems and sanitary sewerage systems either singly or jointly with other counties or municipalities, is taken from the Committee on Finance and re-referred to the Committee on Calendar.

Upon motion of Senator Humphrey, S. B. 282, a bill to make it unlawful to cancel automobile liability insurance policies, or to refuse to issue automobile liability insurance policies when the insured reaches the age of sixty-five and is in sound mental and physical condition, is taken from the Committee on Insurance and re-referred to the Committee on Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Scott, for the Committee on Education:

H. B. 441, a bill to authorize the operation of summer schools in the public school system of the State, with a favorable report.

H. B. 637, a bill to authorize and direct the board of education of Haywood County to control, operate and administer all of the public schools of Haywood County including the public schools now operated and administered by any city administrative unit in said county, with an unfavorable report as to bill, favorable report as to committee substitute bill.

H. B. 1008, a bill authorizing the board of education of Transylvania County to convey the Lake Toxaway Elementary School Building property to the Lake Toxaway Community Club, with a favorable report.

H. B. 1033, a bill to fix the terms of office of the members of the board of education of Rockingham County on a four-year basis with staggered terms, and to provide for the nomination of the members of said board of education, with a favorable report.

H. B. 1068, a bill to authorize elections for the enlargement of a city administrative unit in one county by the annexation of a district or other school area in another contiguous or adjoining county, with an unfavorable report.

H. B. 1072, a bill to authorize the board of education of Martin County to purchase a school site and to pay for same by installments or deferred payments, with a favorable report.

H. B. 1129, a bill to authorize the board of education of Hyde County to sell certain surplus real property at private sale, with a favorable report.

By Senator Humphrey, for the Committee on Insurance:

H. B. 930, a bill to reward safe drivers by amending Article 25 of Chapter 58 of the General Statutes to equitably regulate automobile liability insurance rates and establish a safe driver reward plan, with a favorable report.

By Senator Bell, for the Committee on Judiciary No. 1:

S. B. 471, a bill to authorize the county of Halifax to appropriate funds from non-tax sources for a portion of matching funds to be used for the improvement and development of Halifax County Airport, with a favorable report.

S. B. 472, a bill to amend sub-Section 16(c) of Section 130-128 of the General Statutes relating to application of capital reserve funds of sanitary districts, with a favorable report.

S. B. 477, a bill to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Granville County, with a favorable report, as amended.

S. B. 479, a bill to prohibit certain business activities on Sunday, with a favorable report, as amended.

H. B. 72, a bill to permit a solicitor to argue for a death sentence in a capital case, with a favorable report.

H. B. 689, a bill amending Article 20 of Chapter 15 of the General Statutes so as to require the solicitor when praying that a suspended sentence be placed into effect to have served upon the defendant a Bill of Particulars setting forth the time, place and manner in which the terms of said sentence are alleged to have been violated, with a favorable report, as amended.

H. B. 746, a bill to authorize the recovery of civil damages due to the malicious or wilful destruction of property by minors, with a favorable report.

By Senator Clark, for the Committee on Judiciary No. 2:

S. B. 269, a bill to amend General Statutes 15-26 to require search warrants to show on the face thereof the date and hour issued and the name or names of the witnesses examined, with a favorable report.

S. B. 434, a bill to amend Chapter 1, Article 30, Sections 342 and 344 of the General Statutes of North Carolina, with a favorable report, as amended.

S. B. 457, a bill to amend General Statutes 120-43 relating to filing of written authorizations by lobbyists, with a favorable report.

S. B. 464, a bill to repeal General Statutes 75-3 relating to burden of proof as to reasonableness in actions involving combinations in the form of trusts and conspiracies in restraint of trade, with a favorable report.

S. B. 467, a bill making it unlawful to possess certain Athletic Contest Handicap Tickets or Sheets which could be used for gambling purposes, with a favorable report.

S. B. 468, a bill making it unlawful to transmit by telephone, telegraph or electronic means certain information or estimates as to Athletic Contests which could be used for gambling purposes, with a favorable report.

S. B. 470, a bill to amend General Statutes 115-52 relating to purchase of equipment and supplies by local boards of education, with a favorable report.

S. B. 480, a bill to extend the time for the adoption of the 1961-62 Stanley County budget resolution and for turning over the Stanly County tax books to the tax collector, with a favorable report.

H. B. 461, a bill to license and regulate water well contractors, with a favorable report.

H. B. 500, a bill to amend General Statutes 47-17.1 relating to the filing of papers for probate by the clerk of the Superior Court of Forsyth County, North Carolina, with an unfavorable report.

H. B. 640, a bill to amend General Statutes 97-13 relating to Workmen's Compensation for Prisoners assigned to work under the supervision of the State Prison Department, and to amend General Statutes 143-291 tort claims against State department and agencies, with an unfavorable report.

H. B. 752, a bill to provide for the transfer of trust assets into another trust for the same purpose and beneficiaries, with an unfavorable report.

H. B. 753, a bill to amend General Statutes 33-71 with regard to powers of custodians under the Uniform Gifts to Minors Act, with an unfavorable report.

H. B. 905, a bill to rewrite General Statutes 14-329 regarding the punishment for various acts of trafficking in spirituous liquor containing foreign properties or ingredients poisonous to the human system, with a favorable report, as amended.

H. B. 932, a bill authorizing the town of Chapel Hill to adopt minimum housing standards regulations for an area surrounding the town, with a favorable report.

H. B. 934, a bill to provide for payment of attorney's fees incurred by State employees in defending suits arising from activities of such employees in the course and scope of their employment for the State, with a favorable report.

H. B. 995, a bill relative to the assessed valuation of certain property in Columbus County, with an unfavorable report.

H. B. 1019, a bill to amend General Statutes 7-70 to authorize the Guilford County Board of County Commissioners to designate the place for holding terms of Superior Court in the High Point Division, with a favorable report.

H. B. 1145, a bill to amend Chapter 1071, Session Laws of 1953, as amended by Chapter 857, Session Laws of 1957, authorizing and empowering the board of commissioners of Forsyth County to adopt regulations relating to the government thereof so as to authorize the board of commissioners of Forsyth County to adopt regulations relating to the discharge of firearms in Forsyth County outside of the municipalities therein, with a favorable report.

H. B. 1173, a bill to validate the official acts of William Matthew Smith and John R. Pate, Justices of the Peace in New Bern in Craven County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator White: S. B. 486, a bill relating to travel expense allowances of persons designated to represent the Governor.

Referred to Committee on Calendar.

By Senator White: S. B. 487, a bill to authorize the Governor and Council of State to employ special personnel to investigate and prosecute violations of North Carolina Law relating to athletic contests.

Referred to Committee on Calendar.

By Senator Johnson: S. B. 488, a bill amending General Statutes 105-422 so as to make the provisions of General Statutes 105-422 applicable to Iredell County.

Upon motion of Senator Johnson, the rules are suspended and the bill is placed upon its immediate passage.

Senator Johnson offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Johnson: S. B. 489, a bill relating to the Statutes of Limitations on drainage assessments as applied to Iredell County.

Upon motion of Senator Johnson, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Johnson: S. B. 490, a bill relating to the Statute of Limitations on taxes and special assessments as applied to the city of Statesville.

Upon motion of Senator Johnson, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives.

CALENDER

Bills and resolutions on the Calendar are taken up and disposed of as follows:

House Committee substitute for H. B. 10, a bill to make appropriations for current operations of the State's departments, bureaus, institutions, and agencies, and for other purposes.

Senator Stikeleather offers amendment No. 1 which is adopted.

Senator Stikeleather offers amendment No. 2 which is adopted.

Senator Stikeleather offers amendment No. 3 which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendments, by special messenger.

S. B. 392, a bill to amend Chapter 66 of the General Statutes so as to provide for the licensing and regulation of motor clubs and associations by the Commissioner of Insurance, and to provide for fees in connection therewith, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hancock, Hollowell, Hoyle, Humber, Humphrey

Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Winkler, Winslow—47.

The bill is ordered sent to the House of Representatives, without engrossment.

S. B. 431, a bill to authorize the University of North Carolina to construct and provide service and auxiliary facilities necessary or desirable for the students or staff or in the operation of the University of North Carolina at Chapel Hill, North Carolina, either as additions, extensions, improvements, and betterments of the University Enterprises of the University of North Carolina or otherwise, and to pay the costs thereof, in whole or in part, through the issuance of revenue bonds payable from revenue; providing for the charging and collection of rates, fees, charges and rentals; making inapplicable hereto all other statutory provisions in conflict with the provisions of this Act; and making the provisions of this Act severable, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 42, noes 3, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Rhyne, Roberts, Royall, Rutledge, Scott, Shuford, Stikeleather, Stone, Thomas of Hoke, Thomas of Union, Warren of Beaufort, Warren of Sampson, White, Whitley, Winkler, Winslow—42.

Those voting in the negative are: Senators Cook, Morgan, Van Landingham—3.

S. B. 452, a bill to amend General Statutes 105-74 and General Statutes 105-85, relating to State license taxes on pressing clubs, dry cleaning plants, hat blockers and laundries, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Winkler, Winslow—47.

H. B. 519, a bill to change the charge for combination hunting and fishing licenses, county hunting licenses, and county fishing licenses, and to increase issuance fees for license sales to make them uniform, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hancock, Hollowell, Hoyle, Humber, Humphrey Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Winkler, Winslow—47.

H. B. 738, a bill to amend the Urban Redevelopment Law to authorize redevelopment of non-residential areas; to provide for conservation, rehabilitation and reconditioning areas; and to clarify and simplify procedural requirements, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hancock, Hollowell, Hoyle, Humber, Humphrey Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Winkler, Winslow—47.

H. B. 564, a bill to strengthen the motor vehicle certificate of title laws by providing for a manufacturer's certificate of transfer for new motor vehicles and for the recordation and perfection of security interests in vehicles.

Senator Moore offers an amendment which is adopted.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 155, a bill to provide for the admissibility in evidence and use of annuity tables in actions for wrongful death and certain actions for damages for personal injuries.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 253, a bill to amend Chapter 50 of the General Statutes so as to authorize judges of Superior Court to make disposition of estates by the entireties in suits for alimony without divorce.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 345, a bill to accord minimum protection to agricultural and rural communities which, through their electric membership corporations, extend needed electric service into areas that lie inside municipalities of less than 1,500 population or that later become incorporated within or annexed to municipalities.

The amendment offered by the Committee is adopted.

Senator Shelton moves that action on the bill be postponed until tomorrow, Wednesday, June 14, 1961.

The motion fails to prevail.

Senator White offers an amendment.

Upon the adoption of the amendment sent forward by Senator White, Senator King calls for the "ayes" and "noes".

The call is sustained.

The amendment is adopted by roll call vote, ayes 26, noes 19, as follows:

Those voting in the affirmative are: Senators Alford, Aydtlett, Banzet, Bell, Clayton, Currie, Davis, Eagles, Gentry, Hancock, Hollowell, Humber, Humphrey, Johnson, Kesler, Midgett, Morgan, Rhyne, Rutledge, Shuford, Stikeleather, Stone, Sumner, Thomas of Union, White, Winslow—26.

Those voting in the negative are: Senators Brock, Burrow, Clark, Cook, Eubank, Forsyth, Hoyle, Jordan, King, McGeachy, Moore, Roberts, Royall, Shelton, Thomas of Hoke, Van Landingham, Warren of Sampson, Whitely, Winkler—19.

The following pair is announced: Senators Crew "aye", Scott "no".

The bill passes its second reading.

Upon objection of Senator King to its third reading, the bill remains upon the Calendar.

Upon motion of Senator Morgan, the Senate adjourns to meet tomorrow at 12 M.

ONE HUNDRED NINTH DAY

SENATE CHAMBER,

Wednesday, June 14, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Humber, the courtesies of the lobby are extended to Erma Riley of Arkansas.

Upon motion of Senator Warren of Beaufort, the courtesies of the lobby are extended to Mrs. W. T. Forsyth, mother of Senator Forsyth of Cherokee County.

Upon motion of Senator Shelton, the courtesies of the lobby are extended to Mrs. C. W. Mayo of Edgecombe County, and Scott Mayo and C. W. Mayo, grandsons of Senator Scott of Alamance County, are made honorary pages of the Senate.

Upon motion of Senator Rutledge, the courtesies of the lobby are extended to Henry Townsend of Cabarrus County.

Upon motion of Senator Davis, the courtesies of the floor are extended to former Senator Calvin Graves of Forsyth County.

Upon motion of Senator Rutledge, the courtesies of the lobby are extended to Mrs. Stevens, and Julia Ann Stevens is made an honorary page of the Senate.

Upon motion of Senator White, Connie Bland, Patricia Elaine Bland, Clarence McDonald Bland, Jr., Paul W. Young, Jr., and Raymond Lawrence Young of Lenoir County are made honorary pages of the Senate.

Upon motion of Senator Crew, the courtesies of the lobby are extended to S. M. Pierce of Halifax County, and Mary Jane Pierce and Sonny Joyner are made honorary pages of the Senate.

Upon motion of Senator Moore, S. B. 461, a bill to revise and re-state the charter of the city of Lumberton, is recalled from the House of Representatives and a message is ordered sent to that Honorable Body informing them of such action.

Upon motion of Senator Clark, H. B. 967, a bill to authorize the police officers of the town of Whiteville in Columbus County to make arrests within three miles of the corporate limits, is taken from the Committee on Judiciary No. 2 and re-referred to the Committee on Calendar.

Upon motion of Senator Clark, H. B. 1147, a bill relating to the compensation of the judge and prosecuting attorney of the county recorder's court of Columbus County, is taken from the Committee on Judiciary No. 2 and re-referred to the Committee on Calendar.

Upon motion of Senator Scott, S. B. 212, a bill to establish procedure and financing for recognition, encouragement and rewarding proficiency and outstanding achievement among the members of the teaching profession in North Carolina, is taken from the Committee on Education and re-referred to the Committee on Calendar.

Upon motion of Senator Scott, S. B. 420, a bill to appoint the members of the Madison County Board of Education and to provide for a non-partisan election for their successor, is taken from the Committee on Education and re-referred to the Committee on Calendar.

Upon motion of Senator Scott, H. B. 1140, a bill to establish and provide for the nomination and selection of members of the Whiteville City Board of Education, is taken from the Committee on Education and re-referred to the Committee on Calendar.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 908, a joint resolution urging the members of the North Carolina delegation in the United States Congress to take appropriate steps to release undeveloped lands in the vicinity of John H. Kerr Reservoir in Vance County.

H. R. 1170, a joint resolution commending the East Carolina College baseball team upon winning the National Association of Inter-Collegiate Athletics Baseball Championship.

H. R. 1190, a joint resolution inviting the Honorable John F. Kennedy, President of the United States, to participate in the dedicatory exercises of the restored Bennett House near Durham, North Carolina, on October 12, 1961, while visiting the University of North Carolina at Chapel Hill; and appointing an honorary committee to extend the invitation.

S. B. 249, an act to provide for the licensing of private detectives in North Carolina.

S. B. 297, an act to amend Chapter 1211 of the Session Laws of 1959 relating to taxes upon insurance companies.

S. B. 352, an act to consolidate and transfer all authority, control and administration of the public schools of Lee County to the Sanford-Lee County Board of Education, to authorize the levy of a supplemental school tax not in excess of twenty cents on the one hundred dollars valuation, and to provide for a referendum to determine whether or not this Act shall be effective.

S. B. 374, an act relating to the lien on property for unpaid sewerage charges in the town of Spindale.

S. B. 382, an act to amend General Statutes 105-334, relating to the listing and assessing of all real and personal property and polls subject to taxation by cities and towns situated in two or more counties.

S. B. 397, an act to amend Article 36 of Chapter 160 of the General Statutes relative to extension of corporate limits so as to make the same applicable to Iredell County.

S. B. 436, an act to provide for the consolidation of the Leaksville Township Board of Education, the Madison-Mayodan City Board of Education, the Reidsville City Board of Education and the Rockingham County Board of Education.

H. B. 40, an act relating to the filing of papers by the clerk of Superior Court of Alexander County.

H. B. 465, an act requiring a building permit in Haywood County, North Carolina.

H. B. 636, an act to amend the General Statutes relating to the inspection of ice cream plants, creameries and cheese factories.

H. B. 704, an act authorizing the qualified voters of the town of Jamestown to vote upon the establishment of liquor control stores in the town of Jamestown.

H. B. 712, an act to require county, city or other municipal law enforcement officers operating motor vehicles to give warning before stopping another vehicle on the highway.

H. B. 726, an act concerning the exercise of the power of eminent domain in connection with small watershed programs in Wake County.

H. B. 796, an act to provide for the creation and enlargement of metropolitan sewerage districts and for the issuance thereby of general obligation bonds and revenue bonds.

H. B. 856, an act amending Chapter 224, Private Laws of 1927, by adding the opening, clearing, grading, drainage, and otherwise improving streets, avenues and alleys dedicated for public use by a recorded map or plat to the classes of local improvements authorized by said Act.

H. B. 860, an act relating to procedure in the county criminal court of Davie County.

H. B. 865, an act to authorize the board of county commissioners of Johnston County to transfer the surplus in the sinking fund to the agriculture building fund.

H. B. 871, an act to incorporate the town of Red Oak in Nash County.

H. B. 872, an act to amend the charter of the city of Raleigh, relating to the first meeting of a newly elected city council.

H. B. 875, an act to authorize the city council of the city of Kinston and the board of county commissioners of Lenoir County to create and fix the powers of an industrial-agricultural development commission and to appropriate funds for the expenses thereof.

H. B. 877, an act to authorize the board of county commissioners, in its discretion, to cause elections to be held in Hatteras or Kennakeet Townships in Dare County, for the purpose of determining whether or not beer and/or wine should be sold in either of said townships.

H. B. 878, an act to make General Statutes 153-10.1 concerning removal and disposal of trash and garbage applicable to Hoke County.

H. B. 882, an act to prohibit the operation of pool rooms and billiard parlors on Sunday in Columbus County.

H. B. 887, an act to accept the retrocession of jurisdiction over the area within the Camp Lejeune Military Reservation utilized by the State of North Carolina for portions of US Highway 17 and NC Highway 24.

H. B. 889, an act to amend General Statutes 153-10.1 relating to the authority of the board of county commissioners of Transylvania County to regulate the removal and disposal of trash and garbage.

H. B. 903, an act to amend Chapter 596 of the Session Laws of 1949, the same being the charter of the town of Wallace, relating to town purchase procedures and contracts for town improvements.

H. B. 913, an act to incorporate the town of Nags Head in Dare County.

H. B. 915, an act to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina relating to the promotion of soil conservation work, so as to make it apply to Stokes County.

H. B. 918, an act to provide that municipal elections in the town of Ronda in Wilkes County shall be regulated and controlled as provided by Article 3 of Chapter 160 of the General Statutes of North Carolina.

H. B. 920, an act to amend General Statutes 153-9(9) relating to designating sites for county buildings.

H. B. 938, an act authorizing the Catawba Heights Sanitary District in Gaston County to elect five members to the sanitary district board to serve staggered terms.

H. B. 941, an act to authorize and empower the bailiff of the Gaston County Domestic Relations and Juvenile Court to serve certain papers.

H. B. 946, an act to authorize the board of commissioners of Alexander County to appropriate nontax funds for industrial development purposes.

H. B. 954, an act to amend Chapter 674 of the 1955 Session Laws so as to permit the sale, possession and use of explosive caps designed to be fired in toy cap pistols in New Hanover County.

H. B. 955, an act to amend General Statutes 153-9, relating to fixing certain fees in Moore County.

H. B. 957, an act to amend General Statutes 20-51 so as to exempt from registration farm trailers hauling silage from place to place.

H. B. 958, an act to authorize the Asheboro City Board of Education to convey certain lands at private sale to the State of North Carolina.

H. B. 964, an act pertaining to the impounding of dogs in Beaufort County.

H. B. 965, an act amending Chapter 924, Session Laws of 1949, by authorizing and empowering the governing body of the city of Durham to construct local improvements on the public streets and alleys and specially assessing the cost or a portion of the cost thereof against abutting property.

H. B. 969, an act to amend Article I of Chapter 700, Session Laws of 1947, relating to the charter of the town of Jamestown.

H. B. 970, an act to amend Chapter 174 of the 1905 Private Laws relating to the day of election of mayor and commissioners in the town of Magnolia, Duplin County.

H. B. 993, an act to define "twisting" with respect to insurance policies and to provide penalties in the event of twisting.

H. B. 1024, an act authorizing the board of commissioners of the Rural Hall Sanitary District in Forsyth County to regulate and limit vehicular parking on streets and highways within said district.

H. B. 1172, an act to authorize the mayor and board of aldermen of the town of Spencer to convey, without cost, to Rowan County certain property.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 155, a bill to provide for the admissibility in evidence and use of annuity tables in actions for wrongful death and certain actions for damages for personal injuries.

S. B. 253, a bill to amend Chapter 50 of the General Statutes so as to authorize judges of Superior Court to make disposition of estates by the entireties in suits for alimony without divorce.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Stikeleather, for the Committee on Appropriations:

S. B. 52, a bill to provide a retroactive salary supplement to academic and vocational teachers, principals, and supervisors in certain State child care institutions, with a favorable report.

S. B. 116, a bill for the relief of J. Gordon Webster of Rockingham County for damage to his automobile incurred in an accident with a State Highway and Public Works Commission truck, with a favorable report.

S. B. 118, a bill authorizing the Governor and Council of State to furnish Replacement Volumes 2B, 3A, 4B and 4C of the General Statutes of North Carolina to the Justices of the Supreme Court, the Supreme Court Library and other State officials and agencies, with a favorable report.

S. B. 130, a bill to provide aid to the Brevard Music Foundation, Incorporated, with a favorable report, as amended.

S. B. 171, a bill to appropriate funds to the North Carolina Confederate Centennial Commission, with a favorable report.

S. B. 198, a bill to appropriate funds to the Carolina Charter Tercentenary Commission, with a favorable report.

S. B. 202, a bill to amend Chapter 114 of the General Statutes so as to provide subsistence allowance to officers and special agents of the State Bureau of Investigation, with an unfavorable report.

S. B. 233, a bill to increase the salaries of the Chief Justice and the Associate Justices of the Supreme Court of North Carolina and the judges of the Superior Court, with a favorable report, as amended.

S. B. 239, a bill authorizing and directing the General Statutes Commission to make a study of the Uniform Commercial Code, and appropriating funds for each study, with an unfavorable report.

S. B. 268, a bill to provide for the more adequate teaching of North Carolina and local history in the public schools, with a favorable report, as amended.

S. B. 319, a bill appropriating funds for the maintenance and operation of the Bennett Place State Historic Site, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

S. B. 349, a bill to provide for State grants-in-aid to Pineland College and Edwards Military Institute, with an unfavorable report.

S. B. 316, a bill to establish a State Planning and Development Commission, with a favorable report, as amended.

S. B. 368, a bill to authorize the State Board of Education to conduct an experimental or pilot program in two or more school administrative units based upon merit pay for teachers who excel in their profession and to appropriate funds for the expenses of the program, with a favorable report.

S. B. 395, a bill to rewrite Article 29A of Chapter 143 of the General Statutes so as to provide for the establishment of the Governor's Committee on Employment of the Handicapped, with a favorable report.

S. B. 409, a bill to increase the salaries of the several solicitors of the solicitorial districts of the State of North Carolina, with a favorable report.

S. B. 448, a bill to expand the salt marsh mosquito control program by drainage and diking marsh lands, with an unfavorable report.

S. B. 383, a bill to provide for the public school education of exceptionally talented children in North Carolina, with a favorable report, as amended.

S. B. 478, a bill to provide a deficiency appropriation for the Agricultural and Technical College at Greensboro for the fiscal year 1960-61, with a favorable report.

H. B. 23, a bill to amend General Statutes 120-3.1 relating to subsistence and travel allowances for members and presiding officers of the General Assembly, with a favorable report.

H. B. 308, a bill to amend General Statutes 20-185 relating to certain benefit allowance to inspectors and weight station operators employed by the Department of Motor Vehicles, with an unfavorable report.

H. B. 567, a bill to amend Part 2 of Article 3 of the General Statutes relating to the definition of Dependent Children eligible for public assistance, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

By Senator Crew, for the Committee on Calendar:

S. B. 482, a bill to amend General Statutes 20-38(bb) with regard to the definition of special mobile equipment for vehicle registration purposes, with a favorable report, as amended.

S. B. 484, a bill amending General Statutes 153-9(43) so as to add Edgecombe to the list of counties authorized to levy taxes for the special purposes of paying the salary and expenses of the county accountant, the farm demonstration agent, the home demonstration agent, and the veterans' service officer, with a favorable report.

S. B. 486, a bill relating to travel expense allowances of persons designated to represent the Governor, with a favorable report.

S. B. 487, a bill to authorize the Governor and Council of State to employ special personnel to investigate and prosecute violations of North Carolina Law relating to athletic contests, with a favorable report.

H. B. 858, a bill relating to license taxes of itinerant salesmen and peddlers in Wayne County, with an unfavorable report.

H. B. 869, a bill to amend Chapter 113, Section 174.7, General Statutes of North Carolina, to change the license tax on commercial fishing boats, with a favorable report.

H. B. 125, a bill relating to the taxing of certain agricultural products in Lenoir County, with an unfavorable report.

H. B. 1043, a bill to revise and consolidate the charter of the town of Edenton in Chowan County, with a favorable report.

H. B. 1066, a bill to create a law enforcement officers' relief fund for the Moore County Law Enforcement Officers Association, with a favorable report.

H. B. 289, a bill to amend General Statutes 105-144 relating to the determination of gain or loss for income tax purposes, with an unfavorable report.

H. B. 432, a bill to amend General Statutes 105-141 to provide income tax exemption for benefits paid under all workmen's compensation acts and similar acts, with a favorable report.

H. B. 745, a bill adding a new Article to Chapter 153 of the General Statutes to authorize counties (singly or jointly with municipalities or other counties) and municipalities (jointly with counties or other municipalities) to acquire, lease, construct, reconstruct, extend, improve, maintain and operate any water system or sanitary sewerage system, within or without the boundaries of any such counties or municipalities, and to establish by mutual agreement joint agencies to exercise the powers conferred by such Article, and amending the County Finance Act to authorize the issuance of bonds by counties for the acquisition, construction, reconstruction, extension and improvement of water systems and sanitary sewerage systems either singly or jointly with other counties or municipalities, with a favorable report.

H. B. 891, a bill to continue transportation of public school pupils when the corporate limits of a municipality are extended, with an unfavorable report.

H. B. 978, a bill to create the Edenton Historic Commission for the purpose of the acquisition, repair and maintenance of historic sites in the town of Edenton in Chowan County, with a favorable report.

H. B. 1084, a bill to authorize elections on the question of whether or not school districts in one county shall be enlarged by annexing or consolidating school districts or other school areas from adjoining counties and whether or not there shall be levied and collected in the territory to be annexed or consolidated the same special or supplemental tax as is levied and collected in the district or districts in the other county, with a favorable report.

H. B. 927, a bill authorizing the town of Mount Airy in Surry County to pass ordinances authorizing the issuance of bonds for paying the cost of street improvements and of a municipal building notwithstanding any limitation of debt in the Municipal Finance Act or in any other law, with a favorable report.

H. B. 1049, a bill authorizing the county of Cumberland to acquire, purchase, construct, improve, enlarge, extend and equip properties relating to grain storage facilities of the county, to lease said properties to public or private interests and to issue revenue bonds therefor, with a favorable report.

H. B. 1073, a bill to amend General Statutes 153-152 so as to authorize the Martin County Board of Commissioners to levy a special tax for support of the poor of said county, with a favorable report.

H. B. 1074, a bill to authorize a tax levy in Martin County for county building and repair purposes, with a favorable report.

H. B. 1083, a bill to fix the compensation of the members of the board of county commissioners and the board of education of Gates County, with a favorable report.

H. B. 1095, a bill relating to the compensation of the judge of the juvenile court of Vance County, with a favorable report.

H. B. 1096, a bill to amend General Statutes 14-335 so as to change the punishment for public drunkenness in Anson County, with a favorable report.

H. B. 1100, a bill to amend Chapter 144 of the Public Local Laws of 1937, as amended, relating to the Civil Service Act of the city of High Point, with a favorable report.

H. B. 1112, a bill to amend Chapter 1209, Session Laws of 1955 providing that persons charged with certain motor vehicle violations in Franklin County may waive appearance and tender plea of guilty, by naming the chief of police as an officer authorized to accept waiver, with a favorable report.

H. B. 1115, a bill to amend Chapter 1298, Session Laws of 1957, being the charter of the town of Mayodan and amending certain requirements for the enactment of ordinances, with a favorable report.

H. B. 1116, a bill to amend Chapter 1142 of the Session Laws of 1959 relating to the Franklin County Peace Officers' Relief Association, with a favorable report.

H. B. 1139, a bill to amend General Statutes 160-227.1 so as to provide that the provisions of Chapter 160, Article 18, Part 3A of the General Statutes shall be applicable to Lenoir County, with a favorable report.

H. B. 1150, a bill to amend Section 6 of Chapter 219, Private Laws of 1911, as rewritten by Chapter 56 of the Session Laws of 1959, relating to the filling of vacancies on the board of commissioners of the town of Smithfield, North Carolina, with a favorable report.

H. B. 1194, a bill to increase the salaries of the clerk of the Superior Court, the sheriff, and the register of deeds of Alamance County in the sum of six hundred dollars per year, with a favorable report.

H. B. 1197, a bill to authorize the board of county commissioners of Richmond County to fix the fees of county officers, with a favorable report.

By Senator King, for the Committee on Counties, Cities and Towns:

S. B. 473, a bill to amend General Statutes 160-453.12 relating to the extension of the corporate limits of the town of Battleboro in Edgecombe and Nash Counties, with a favorable report.

H. B. 919, a bill to amend Chapter 170, Public-Local Laws of 1937, as amended by Chapter 848 of the 1951 Session Laws, so as to clarify the special tax authorized in Guilford County for the support and maintenance of the poor and the County Welfare Department, with a favorable report.

H. B. 991, a bill to amend Chapter 212, Session Laws of 1959, relating to elections on the question of levying taxes for industrial development to make the same applicable to Burke County, with a favorable report.

H. B. 1017, a bill relating to mileage allowance for Guilford County employees, with a favorable report.

H. B. 1037, a bill relating to provisions for collection of garbage in Dare County, with a favorable report.

H. B. 1051, a bill to amend the rules and regulations for municipal elections held in the city of Gastonia, with a favorable report.

H. B. 1025, a bill to further amend the charter of the city of Wilson, in Wilson County, relating to the city tax collector, with a favorable report.

H. B. 1034, a bill to allow the governing body of the city of Reidsville to establish by ordinance a retirement or pension fund for employees, with a favorable report.

H. B. 1035, a bill to validate the municipal election of May 1, 1961, of the town of Maxton in Robeson County, with a favorable report.

H. B. 1053, a bill authorizing appointment of a board of equalization and review for Mecklenburg County, with a favorable report.

H. R. 1060, a joint resolution providing that the area of Columbus County now known as Crusoe Island may hereafter be known as the River View Community, with a favorable report.

H. B. 1064, a bill relating to the appointment of a vice-recorder of the Franklin County Recorder's Court, with a favorable report.

H. B. 1175, a bill to amend General Statutes 18-45 relating to the powers and duties of the Beaufort County Alcoholic Beverage Control Board, with a favorable report.

By Senator Kesler, for the Committee on Courts and Judicial Districts:

H. B. 1109, a bill relating to the terms of court in Onslow County, with a favorable report.

H. B. 1110, a bill relating to the terms of court in Edgecombe County, with a favorable report.

H. B. 1114, a bill to amend General Statutes 9-25 so as to provide the manner of drawing the grand jurors in Rutherford County, with a favorable report.

H. B. 1134, a bill to amend Chapter 389, Session Laws of 1959, relating to the compensation of the judge and solicitor of the Richmond County Special Court and the judge and solicitor of the Hamlet District Recorder's Court, with a favorable report.

H. B. 1137, a bill to provide for a jury in the recorder's court of Bladen County and to regulate the drawing of same, when one is demanded, with a favorable report.

By Senator Bell, for the Committee on Judiciary No. 1:

S. B. 463, a bill to amend General Statutes 51-15 relating to the obtaining of marriage licenses by misrepresentation or false pretense, with a favorable report, as amended.

H. B. 956, a bill to appoint justices of the peace for the several counties of North Carolina, with a favorable report, as amended.

By Senator Alford, for the Committee on Local Government:

S. B. 460, a bill to amend Section 2 of Chapter 451 of the Session Laws of 1949, and Section 6 of Chapter 171 of the Session Laws of 1955, relating to the election of the board of commissioners of the town of Mooresville, with a favorable report.

S. B. 481, a bill to amend General Statutes 153-9, sub-Section 43, as the same appears in the 1959 Cumulative Supplement, relating to tax levies for certain purposes in certain counties so as to include Wayne County, with a favorable report.

H. B. 320, a bill to amend the General Statutes so as to provide that county funds may be deposited in building or savings and loan companies in Jackson County, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

H. B. 883, a bill authorizing the board of commissioners of Wilkes County to appropriate funds to supplement the salary of the poultry expert employed at the poultry experiment station located in Wilkes County, with a favorable report.

H. B. 979, a bill to amend General Statutes 160-227.1 relative to municipal approval of subdivision plats, making the same applicable to Chowan County, with a favorable report.

H. B. 984, a bill relating to the advertisement and sale of tax liens on real property in the town of Gibsonville, North Carolina, with a favorable report.

H. B. 1000, a bill to authorize the board of county commissioners of New Hanover County to convey certain lands at Fort Fisher to the State of North Carolina, with a favorable report.

H. B. 1018, a bill to repeal Chapter 1154 of the Session Laws of 1951 relating to garbage collection and disposal in Guilford County, with a favorable report.

H. B. 1020, a bill relating to the constitution of a quorum at meetings of the governing board of the town of Dunn, with a favorable report.

H. B. 1036, a bill to amend Chapter 314 of the Session Laws of North Carolina, 1953, relating to elections in the town of Maxton, with a favorable report.

H. B. 1015, a bill to amend H. B. 417, ratified 26th May, 1961, so as to exclude Johnston County therefrom, with a favorable report.

H. B. 1041, a bill to amend General Statutes 160-227.1 authorizing municipalities in New Hanover County to regulate the platting and recording of subdivisions of land, with a favorable report.

H. B. 1045, a bill to incorporate the town of Chadwick Acres, North Carolina in Onslow County, with a favorable report.

H. B. 1080, a bill to amend the charter of the town of Scotland Neck relating to the compensation of the mayor and board of commissioners, with a favorable report.

H. B. 1090, a bill to provide for an election upon the question of the establishment of a county recorder's court in Harnett County, with a favorable report, as amended.

H. B. 1108, a bill to amend Chapter 1235, Session Laws of 1959, relating to plats and subdivisions of land surveys so as to provide said Act shall not apply to Camden County, with a favorable report.

H. B. 426, a bill to amend the General Statutes so as to provide that county funds may be deposited in building or savings and loan companies in Haywood County, with an unfavorable report as to bill, favorable report as to committee substitute bill.

H. B. 606, a bill to authorize the board of commissioners of Alamance County to purchase approximately 80 acres of land for future school sites for the Burlington School Administrative Unit and to pay for same on an installment basis over a period of 10 years, with a favorable report.

Upon motion of Senator Scott, the bill is placed upon the Calendar.

H. B. 873, a bill to amend General Statutes 160-239 to provide an alternate method of assessing the cost of extending water and sewer lines within parcels of land subdivided into lots to be applicable to the city of Raleigh, with a favorable report, as amended.

By Senator Forsyth, for the Committee on Salaries and Fees:

S. B. 474, a bill to fix the fees of the register of deeds of Watauga County for the registration of certain instruments, with a favorable report.

H. B. 1002, a bill to fix the fees of the justices of the peace in Moore County, with a favorable report.

H. B. 1007, a bill to regulate the fees to be received by justices of the peace in Columbus County, with a favorable report.

H. B. 1048, a bill to authorize the board of county commissioners of Wilson County to fix the compensation for the chairman and other members of the board, with a favorable report.

H. B. 1055, a bill to provide for staggered terms of office for the board of commissioners and compensation for board of commissioners and mayor of the town of Creedmoor in Granville County, with a favorable report, as amended.

H. B. 1063, a bill to fix the salaries of certain officials of Franklin County, with a favorable report.

H. B. 1067, a bill to fix the fees of the clerk of Superior Court of Johnston County, with a favorable report.

H. B. 1079, a bill authorizing the county board of commissioners of Hertford County to set compensation for the members, the chairman and the county attorney, with a favorable report.

H. B. 1098, a bill to fix the compensation of the county commissioners of Anson County, with a favorable report.

H. B. 1106, a bill to amend Chapter 1189, Session Laws of 1953, relating to the compensation of commissioners of the town of Ellerbe in Richmond County, with a favorable report.

H. B. 1107, a bill to fix the compensation of the members of the Rockingham City Board of Education, with a favorable report.

H. B. 1113, a bill to amend Chapter 433, Session Laws of 1955, relating to the compensation of the members of the board of county commissioners, the members of the board of education and the members of the board of health of Martin County, with a favorable report.

H. B. 1187, a bill relating to salaries of employees of the Graham County Public Welfare Department, with a favorable report.

By Senator Whitley, for the Committee on Wildlife:

H. B. 182, a bill to regulate the hunting and taking of amphibians in North Carolina, with a favorable report, as amended.

H. B. 715, a bill to amend Chapter 75A of the General Statutes so as to require registration of all motor boats and to provide for safety measures to be employed by all motor boats, with an unfavorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Crew: S. B. 491, a bill to designate Bellamy's Lake in Brinkleyville Township in Halifax County a private lake.

Referred to Committee on Calendar.

By Senator Hoyle: S. B. 492, a bill to amend H. B. 180, relating to the operation and control of alcoholic beverage control stores in the city of Sanford, Lee County, ratified on March 24, 1961.

Upon motion of Senator Hoyle, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Stikeleather: S. B. 493, a bill to authorize the Director of the Budget to transfer forty thousand dollars in 1960-1961 surplus East Carolina College operating and maintenance funds to Capital Improvement Funds for the purpose of purchasing science laboratory equipment.

Referred to Committee on Calendar.

By Senator Humphrey: S. B. 494, a bill to amend Article 9 of Chapter 136 of the General Statutes to require the recordation of a memorandum of action with the register of deeds and to correct certain errors in said Article.

Referred to Committee on Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1089, a bill to establish the corporate limits of the town of Creedmoor in Granville County.

Referred to Committee on Calendar.

H. B. 1130, a bill to revise and consolidate the charter of the town of Louisburg in Franklin County.

Referred to Committee on Calendar.

H. B. 1141, a bill to extend the corporate limits of the town of Weldon, subject to a referendum election.

Referred to Committee on Calendar.

H. B. 1148, a bill to increase the corporate limits of the town of Princeton.

Referred to Committee on Calendar.

H. B. 1155, a bill relating to the equalization and adjustment of salaries of certain county officials of Stokes County.

Upon motion of Senator Gentry, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 1169, a bill to extend the corporate limits of the town of Ayden in Pitt County.

Referred to Committee on Calendar.

H. B. 1213, a bill to create a peace officers' association for the purpose of promoting better law enforcement in Burke and Caldwell Counties and to provide further education and relief of local peace officers thereof.

Referred to Committee on Calendar.

H. B. 1214, a bill relating to the financial support of the law library of Burke County.

Referred to Committee on Calendar.

H. B. 1225, a bill to provide for the election of members of the Montgomery County Board of Education and to fix their terms of office.

Referred to Committee on Calendar.

HOUSE OF REPRESENTATIVES,
Wednesday, June 14, 1961.

Mr. President:

Pursuant to your request we are returning S. B. 461, entitled "A bill to be entitled an Act to revise and re-state the charter of the city of Lumberton", for further consideration by your Honorable Body.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

Upon motion of Senator Moore, the vote by which the bill passed its second and third readings is reconsidered, and upon his motion the bill is laid upon the Table.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 425, a bill to amend General Statutes 153-9(43) relating to tax levies by counties for certain special purposes so as to make the provisions thereof applicable to Robeson County, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—45.

The bill is ordered sent to the House of Representatives.

H. B. 787, a bill to amend General Statutes 153-152 so as to authorize the Currituck County Board of Commissioners to levy a special tax for support of the poor of said county, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—45.

The bill is ordered enrolled.

H. B. 814, a bill to authorize the board of county commissioners of Alexander County, in their discretion, to levy a tax for the support and maintenance of the Alexander County Library upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—45.

The bill is ordered enrolled.

H. B. 1078, a bill authorizing the counties of Northampton, Hertford and Bertie to establish an airport authority for the purpose of acquiring lands, constructing and operating a tri-county airport and vesting in said authority all powers set out in Chapter 63 of the General Statutes of North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Sumner, Thomas of Hoke,

Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—45.

The bill is ordered enrolled.

S. B. 441, a bill pertaining to Article 3, Chapter 139 of the General Statutes as the same relates to a water shed improvement program in Clay County, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—45.

S. B. 471, a bill to authorize the county of Halifax to appropriate funds from non-tax sources for a portion of matching funds to be used for the improvement and development of Halifax County Airport.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 477, a bill to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Granville County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 480, a bill to extend the time for the adoption of the 1961-62 Stanly County Budget resolution and for turning over the Stanly County tax books to the tax collector.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 637, a bill to authorize and direct the board of education of Haywood County to control, operate and administer all of the public schools of Haywood County, including the public schools now operated and administered by any city administrative unit in said county.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate substitute bill.

H. B. 606, a bill to authorize the board of commissioners of Alamance County to purchase approximately 80 acres of land for future school sites for the Burlington School Administrative Unit and to pay for same on an installment basis over a period of 10 years.

Passes its second and third readings and is ordered enrolled.

H. B. 709, a bill authorizing the towns of La Grange and Pink Hill to use the Lenoir County Loose-Leaf Registration System for the registration of voters and acceptance of registration applications.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate substitute bill.

H. B. 867, a bill to require the county commissioners of Person County to appoint a county administrative officer and to provide for a county purchasing agent.

Passes its second and third readings and is ordered enrolled.

H. B. 932, a bill authorizing the town of Chapel Hill to adopt minimum housing standards regulations for an area surrounding the town.

Passes its second and third readings and is ordered enrolled.

H. B. 985, a bill to amend Section 4, Chapter 779, Session Laws of 1959.

Passes its second and third readings and is ordered enrolled.

H. B. 1006, a bill relating to the appointment of court reporters for McDowell and Polk Counties.

Passes its second and third readings and is ordered enrolled.

H. B. 1008, a bill authorizing the board of education of Transylvania County to convey the Lake Toxaway Elementary School Building property to the Lake Toxaway Community Club.

Passes its second and third readings and is ordered enrolled.

H. B. 1016, a bill to amend Chapter 1397 of the 1957 Session Laws relating to substitute judges of the Guilford County Domestic Relations Court.

Passes its second and third readings and is ordered enrolled.

H. B. 1019, a bill to amend General Statutes 7-70 to authorize the Guilford County Board of County Commissioners to designate the place for holding terms of Superior Court in the High Point Division.

Passes its second and third readings and is ordered enrolled.

H. B. 1033, a bill to fix the terms of office of the members of the board of education of Rockingham County on a four-year basis with staggered terms, and to provide for the nomination of the members of said board of education.

Passes its second and third readings and is ordered enrolled.

H. B. 1038, a bill to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Alamance County.

Passes its second and third readings and is ordered enrolled.

H. B. 1039, a bill to authorize the city of Burlington to quitclaim and convey all its rights, title, interest and estate in certain lands at private sale to George A. Holt and W. K. Holt, their heirs and assigns.

Passes its second and third readings and is ordered enrolled.

H. B. 1046, a bill to amend General Statutes 7-104 by authorizing additional substitute judges in Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

H. B. 1072, a bill to authorize the board of education of Martin County to purchase a school site and to pay for same by installments or deferred payments.

Passes its second and third readings and is ordered enrolled.

H. B. 1075, a bill to amend General Statutes 7-70 relating to terms of court in Randolph County.

Passes its second and third readings and is ordered enrolled.

H. B. 1099, a bill to amend Chapter 324, Session Laws of 1957, relating to recording maps and plats in Surry County.

Passes its second and third readings and is ordered enrolled.

H. B. 1129, a bill to authorize the board of education of Hyde County to sell certain surplus real property at private sale.

Passes its second and third readings and is ordered enrolled.

H. B. 1135, a bill to amend General Statutes 160-227.1 so as to provide that the provisions of Chapter 160, Article 18, Part 3A of the General Statutes shall be applicable to Richmond County.

Passes its second and third readings and is ordered enrolled.

H. B. 1145, a bill to amend Chapter 1071, Session Laws of 1953, as amended by Chapter 857, Session Laws of 1957, authorizing and empowering the board of commissioners of Forsyth County to adopt regulations relating to the government thereof so as to authorize the board of commissioners of Forsyth County to adopt regulations relating to the discharge of firearms in Forsyth County outside of the municipalities therein.

Senator Davis offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1173, a bill to validate the official acts of William Matthew Smith and John R. Pate, justices of the peace in New Bern in Craven County.

Passes its second and third readings and is ordered enrolled.

H. B. 1174, a bill to amend Chapter 535 of the Public-Local Laws of 1937 relating to the bureau of identification of Wake County.

Passes its second and third readings and is ordered enrolled.

S. B. 431, a bill to authorize the University of North Carolina to construct and provide service and auxiliary facilities necessary or desirable for the students or staff or in the operation of the University of North Carolina at Chapel Hill, North Carolina, either as additions, extensions, improvements and betterments of the University Enterprises of the University of North Carolina or otherwise, and to pay the costs thereof, in whole or in part, through the issuance of revenue bonds payable from revenues; providing for the charging and collection of rates, fees, charges and rentals; making inapplicable hereto all other statutory provisions in conflict with the provisions of this Act; and making the provisions of this Act severable, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydllett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hoyle, Humber, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Royall, Rutledge, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—45.

The bill is ordered sent to the House of Representatives without engrossment, by special messenger.

S. B. 452, a bill to amend General Statutes 105-74 and General Statutes 105-85 relating to state license taxes on pressing clubs, dry cleaning plants, hat blockers and laundries, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hoyle, Humber, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Royall, Rutledge, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—45.

The bill is ordered sent to the House of Representatives without engrossment, by special messenger.

H. B. 519, a bill to change the charge for combination hunting and fishing licenses, county hunting licenses, and county fishing licenses, and to increase issuance fees for license sales to make them uniform, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hoyle, Humber, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Royall, Rutledge, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—45.

The bill is ordered enrolled.

H. B. 738, a bill to amend the Urban Redevelopment Law to authorize redevelopment of non-residential areas; to provide for conservation, rehabilitation and reconditioning areas; and to clarify and simplify procedural requirements, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hoyle, Humber, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Royall, Rutledge, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—45.

The bill is ordered enrolled.

S. B. 458, a bill to implement Article III, Section 12, of the Constitution of North Carolina, as amended, upon second reading.

The bill passes its second reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—49.

The bill is ordered sent to the House of Representatives.

H. B. 461, a bill to license and regulate water well contractors, upon second reading.

Senator Warren of Beaufort offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 25, noes 24, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Burrow, Clark, Clayton, Crew, Currie, Davis, Eagles, Eubank, Hamilton, Hancock, Hollowell, Humber, Humphrey, Johnson, Scott, Shelton, Sumner, White, Whitley, Winkler, Winslow—25.

Those voting in the negative are: Senators Brock, Cook, Forsyth, Gentry, Hoyle, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Shuford, Stikeleather, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, Whitmire—24.

H. B. 816, a bill to amend the Constitution of North Carolina so as to provide for greater legislative authority over the salaries of the State executive officers, upon second reading.

The bill passes its second reading by roll call vote, ayes 48, noes 1, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—48.

Those voting in the negative are: Senators Hoyle—1.

The bill passes its third reading by roll call vote, ayes 48, noes 1, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—48.

Those voting in the negative are: Senators Hoyle—1.

The bill is ordered enrolled.

S. B. 345, a bill to accord minimum protection to agricultural and rural communities which, through their electric membership corporations, extend needed electric service into areas that lie inside municipalities of less than 1,500 population or that later become incorporated within or annexed to municipalities.

Upon motion of Senator Shelton, the bill and its amendment is laid upon the Table.

S. B. 320, a bill to require that the interest on the monthly balance of State Highway funds be paid into the Highway Fund of the State.

Upon motion of Senator Stone, the bill is postponed indefinitely.

Upon motion of Senator Crew, the Senate recesses to meet this afternoon at 2:30 o'clock.

AFTERNOON SESSION

SENATE CHAMBER,
Wednesday, June 14, 1961.

The Senate meets pursuant to recess, and is called to order by President pro tempore Lunsford Crew.

Upon motion of Senator Alford, H. B. 1005, a bill concerning a special election to authorize a development tax and a development commission for Madison County, is taken from the Committee on Local Government and re-referred to the Committee on Calendar.

Upon motion of Senator King, H. B. 975, a bill to exempt the Gastonia Little Theatre, Inc., from ad valorem taxes of Gaston County and the city of Gastonia, is taken from the Committee on Counties, Cities and Towns and re-referred to the Committee on Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Crew, for the Committee on Calendar:

H. R. 982, a joint resolution relating to the proper recognition of the Battle of Aversboro as a significant event in North Carolina history, with a favorable report.

H. B. 1052, a bill authorizing the establishment of Glen Alpine Graded District in Burke County as a Recreation District and the levying of a recreation system tax, with a favorable report, as amended.

H. B. 1089, a bill to establish the corporate limits of the town of Creedmoor in Granville County, with a favorable report.

H. B. 1130, a bill to revise and consolidate the charter of the town of Louisburg in Franklin County, with a favorable report.

H. B. 1148, a bill to increase the corporate limits of the town of Princeton, with a favorable report.

H. B. 1169, a bill to extend the corporate limits of the town of Ayden in Pitt County, with a favorable report.

H. B. 1213, a bill to create a peace officers' association for the purpose of promoting better law enforcement in Burke and Caldwell Counties and to provide further education and relief of local peace officers thereof, with a favorable report.

H. B. 1225, a bill to provide for the election of members of the Montgomery County Board of Education and to fix their terms of office, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Davis: S. B. 495, a bill to authorize the State Board of Education in its discretion to permit classified principals and supervisors in the public schools to be paid salaries on an annual basis in twelve equal monthly installments.

Referred to Committee on Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1188, a bill to amend General Statutes 105-37.1 relating to amusement license taxes, insofar as the same is applicable to Cabarrus County.

The bill is placed upon the roll call Calendar for Thursday, June 15, 1961.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 269, a bill to amend General Statutes 15-26 to require search warrants to show on the face thereof the date and hour issued and the name or names of the witnesses examined.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 372, a bill to amend Chapter 84 of the General Statutes relating to attorneys at law.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 7, a bill to make appropriations for capital improvements of State Institutions, Departments and Agencies and construction of buildings and permanent improvements for the State.

The substitute bill offered by the Committee is adopted.

Senator Alford offers an amendment which fails of adoption.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

S. B. 396, a bill relating to deductions of contributions for income tax purposes.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, without engrossment.

S. B. 428, a bill to place the North Carolina State Ballet Company under the patronage and control of the State, and to authorize the Governor and Council of State to make allocations from the Contingency and Emergency Fund in aid and support thereof.

The bill fails to pass its second reading.

S. B. 434, a bill to amend Chapter 1, Article 30, Sections 342 and 344 of the General Statutes of North Carolina.

The amendment offered by the Committee is adopted.

The bill, as amended, fails to pass its second reading.

S. B. 446, a bill to amend Sections 58-53.1 and 58-53.3 of the General Statutes so as to provide the same shall apply to all contracts of insurance procured in foreign and alien insurance companies not authorized to transact business in this State.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. R. 456, a joint resolution memorializing the Congress of the United States, the members of the Congress from the State of North Carolina and the Secretary of Commerce to enact suitable legislation to regulate correspondence schools and their solicitors as to their activities in the several States.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 457, a bill to amend General Statutes 120-43 relating to filing of written authorizations by lobbyists.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 464, a bill to repeal General Statutes 75-3 relating to burden of proof as to reasonableness in actions involving combinations in the form of trusts and conspiracies in restraint of trade.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 466, a bill to authorize the Director of the Budget to transfer Six Hundred Thousand Dollars in 1960-1961 Surplus Prison Department operating and maintenance funds to Capital Improvement Funds for the purpose of constructing a prison hospital.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

S. B. 467, a bill making it unlawful to possess certain athletic contest handicap tickets or sheets which could be used for gambling purposes.

Upon motion of Senator Clark, action on the bill is postponed until Thursday, June 15, 1961.

S. B. 468, a bill making it unlawful to transmit by telephone, telegraph or electronic means certain information or estimates as to athletic contests which could be used for gambling purposes.

Upon motion of Senator Clark, action on the bill is postponed until Thursday, June 15, 1961.

S. B. 469, a bill to amend Chapter 1039 of the Session Laws of 1959, relating to capital improvements for State institutions and agencies.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, without engrossment.

S. B. 470, a bill to amend General Statutes 115-52 relating to purchase of equipment and supplies by local boards of education.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 472, a bill to amend sub-Section 16(c) of Section 130-128 of the General Statutes relating to application of capital reserve funds of sanitary districts.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 479, a bill to prohibit certain business activities on Sunday.

The amendment offered by the Committee fails of adoption.

Senator Sumner offers an amendment which is adopted.

The bill, as amended, passes its second reading.

Upon objection of Senator Hancock to its third reading the bill remains upon the Calendar.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow morning at 10:30 o'clock.

ONE HUNDRED TENTH DAY

SENATE CHAMBER,

Thursday, June 15, 1961.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Shelton, the courtesies of the lobby are extended to Mrs. Tom Braswell of Edgecombe County.

Upon motion of Senator Stone, the courtesies of the lobby are extended to Tommy Harrington of Rockingham County.

Upon motion of Senator Shelton, S. B. 161, a bill to appropriate funds for improving cotton production and the marketing of cotton, is taken from the Committee on Agriculture and re-referred to the Committee on Calendar.

Upon motion of Senator Crew, H. B. 289, a bill to amend Article 15 of Chapter 53 of the General Statutes, known as the North Carolina Small Loans Act, is taken from the Unfavorable Calendar and re-referred to the Committee on Calendar.

Upon motion of Senator Alford, H. B. 1059, a bill to establish the Fair Bluff Municipal Records Court and to exempt Columbus County from the provisions of Article 34, Chapter 7, of the General Statutes, is taken from the Committee on Local Government and re-referred to the Committee on Calendar.

COMMITTEE APPOINTMENT

The Chair appoints Senator Morgan to replace Senator Moore to the Committee on Calendar.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 78, an act to amend and supplement "The Revenue Act", being sub-Chapter I of Chapter 105 of the General Statutes and Article 4 of Chapter 18 of the General Statutes, by removing certain exemptions from the retail and use tax, by adjusting the rate at which the sale or use of certain property shall be taxed and by adding an additional tax of two per cent upon the sale of spirituous liquors.

S. B. 331, an act to amend Chapter 1316 of the Session Laws of 1955 and to provide for the establishment of precincts for newly annexed property of the city of Wilson.

S. B. 384, an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Cumberland County.

S. B. 424, an act to amend Chapter 206, Public Local Laws, 1937 Session, as amended by Chapter 577, 1949 Session Laws, relating to the grand jury of Forsyth County.

S. B. 435, an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Lee County.

S. B. 437, an act to revise and reorganize the charter of the city of Reidsville in Rockingham County.

S. B. 439, an act to allow the city of Durham to release any interest it and the public generally may have in certain lands for the purpose of permitting Homeland Investment Company, Incorporated, to cross overhead a part of Corcoran Street for private purposes.

H. B. 10, an act to make appropriations for current operations of the State departments, bureaus, institutions, and agencies, and for other purposes.

H. B. 519, an act to change the charge for combination hunting and fishing licenses, county hunting licenses, and county fishing licenses, and to increase issuance fees for license sales to make them uniform.

H. B. 564, an act to strengthen the motor vehicle certificate of title laws by providing for a manufacturer's certificate of transfer for new motor vehicles and for the recordation and perfection of security interests in vehicles.

H. B. 606, an act to authorize the board of commissioners of Alamance County to purchase approximately 80 acres of land for future school sites for the Burlington School Administrative Unit and to pay for same on an installment basis over a period of 10 years.

H. B. 738, an act to amend the urban redevelopment law to authorize redevelopment of non-residential areas; to provide for conservation, rehabilitation and reconditioning areas; and to clarify and simplify procedural requirements.

H. B. 787, an act to amend General Statutes 153-152 so as to authorize the Currituck County Board of Commissioners to levy a special tax for support of the poor of said county.

H. B. 814, an act to authorize the board of county commissioners of Alexander County, in their discretion, to levy a tax for the support and maintenance of the Alexander County Library.

H. B. 816, an act to amend the Constitution of North Carolina so as to provide for greater legislative authority over the salaries of the State executive officers.

H. B. 867, an act to require the county commissioners of Person County to appoint a county administrative officer and to provide for a county purchasing agent.

H. B. 932, an act authorizing the town of Chapel Hill to adopt minimum housing standards regulations for an area surrounding the town.

H. B. 985, an act to amend Section 4, Chapter 779, Session Laws of 1959.

H. B. 1006, an act relating to the appointment of court reporters for McDowell and Polk Counties.

H. B. 1008, an act authorizing the board of education of Transylvania County to convey the Lake Toxaway Elementary School Building property to the Lake Toxaway Community Club.

H. B. 1016, an act to amend Chapter 1397 of the 1957 Session Laws relating to substitute judges of the Guilford County Domestic Relations Court.

H. B. 1019, an act to amend General Statutes 7-70 to authorize the Guilford County Board of County Commissioners to designate the place for holding terms of Superior Court in the High Point Division.

H. B. 1033, an act to fix the terms of office of the members of the board of education of Rockingham County on a four-year basis with staggered terms, and to provide for the nomination of the members of said board of education.

H. B. 1038, an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Alamance County.

H. B. 1039, an act to authorize the city of Burlington to quitclaim and convey all its right, title, interest and estate in certain lands at private sale to George A. Holt and W. K. Holt, their heirs and assigns.

H. B. 1046, an act to amend General Statutes 7-104 by authorizing additional substitute judges in Mecklenburg County.

H. B. 1072, an act to authorize the board of education of Martin County to purchase a school site and to pay for same by installments or deferred payments.

H. B. 1075, an act to amend General Statutes 7-70 relating to terms of court in Randolph County.

H. B. 1078, an act authorizing the counties of Northampton, Hertford and Bertie to establish an airport authority for the purpose of acquiring lands, constructing and operating a tri-county airport and vesting in said authority all powers set out in Chapter 63 of the General Statutes of North Carolina.

H. B. 1099, an act to amend Chapter 324, Session Laws of 1957, relating to recording maps and plats in Surry County.

H. B. 1129, an act to authorize the board of education of Hyde County to sell certain surplus real property at private sale.

H. B. 1135, an act to amend General Statutes 160-227.1 so as to provide that the provisions of Chapter 160, Article 18, Part 3A of the General Statutes shall be applicable to Richmond County.

H. B. 1155, an act relating to the equalization and adjustment of salaries of certain county officials of Stokes County.

H. B. 1173, an act to validate the official acts of William Matthew Smith and John R. Pate, justices of the peace in New Bern in Craven County.

H. B. 1174, an act to amend Chapter 535 of the Public-Local Laws of 1937 relating to the bureau of identification for Wake County.

ENGROSSED BILLS

Senator Winkler, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 477, a bill to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Granville County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Stikeleather, for the Committee on Appropriations:

S. B. 162, a bill to provide for the improvement and maintenance of the Caswell Burial Site in Lenoir County, with an unfavorable report.

S. B. 169, a bill appropriating funds to establish a Museum-Visitor center at Aycock Birthplace State Historic Site, with a favorable report.

S. B. 200, a bill appropriating funds for the further restoration of Historic Bath, with a favorable report.

S. B. 210, a bill to amend Chapter 132 of the General Statutes to clarify the authority of the State Department of Archives and History to conduct a records management and preservation program, with a favorable report, as amended.

S. R. 283, a joint resolution authorizing the appointment of a commission to study public welfare programs and to submit a report to the Governor and the 1963 Session of the General Assembly, with a favorable report.

S. B. 346, a bill to appropriate funds for the restoration and maintenance of the Daniel Boone Homeplace in Davidson County, with a favorable report.

S. B. 407, a bill appropriating funds to establish a museum-visitor center at the Richmond Temperance and Literary Society Hall and John Charles McNeill Memorial Gardens in Scotland County, with a favorable report, as amended.

S. B. 444, a bill to authorize the Governor to appoint a commission to erect a fitting memorial to the late Robert Lee Doughton, former State

Senator and long-time member of Congress, and to appropriate the sum of \$25,000 to aid in bearing the expense of erecting the memorial, with a favorable report.

By Senator Crew, for the Committee on Calendar:

S. B. 491, a bill to designate Ballamy's Lake in Brinkleyville Township in Halifax County a private lake, with a favorable report.

S. B. 494, a bill to amend Article 9 of Chapter 136 of the General Statutes to require the recordation of a memorandum of action with the register of deeds and to correct certain errors in said Article, with a favorable report.

S. B. 495, a bill to authorize the State Board of Education in its discretion to permit classified principals and supervisors in the public schools to be paid salaries on an annual basis in twelve equal monthly installments, with a favorable report.

H. B. 975, a bill to exempt the Gastonia Little Theatre, Inc., from ad valorem taxes of Gaston County and the city of Gastonia, with a favorable report.

H. B. 1005, a bill concerning a special election to authorize a development tax and a development commission for Madison County, with a favorable report, as amended.

H. B. 1140, a bill to establish and provide for the nomination and selection of the members of the Whiteville City Board of Education, with a favorable report, as amended.

H. B. 1214, a bill relating to the financial support of the law library of Burke County, with a favorable report.

By Senator Thomas of Hoke, for the Committee on Propositions and Grievances:

H. B. 1010, a bill to authorize the qualified voters of the town of Sparta to determine whether alcoholic beverage control stores shall be established in said town and to prescribe the method of operation and the disposition of the net profits thereof, with a favorable report.

By Senator Forsyth, for the Committee on Salaries and Fees:

H. B. 779, a bill to provide for the compensation of the Treasurer-Tax Collector of Mitchell County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Warren of Sampson: S. R. 496, a joint resolution providing for the creation of a senatorial redistricting study commission.

Referred to Committee on Calendar.

By Senator Eubank: S. B. 497, a bill to provide for the establishment of a law library in Pender County.

Referred to Committee on Calendar.

By Senator Eubank: S. B. 498, a bill to remove Pender County from the list of counties to which General Statutes 18-127.1, relating to elections on the question of sale of beer in incorporated municipalities, does not apply.

Referred to Committee on Calendar.

By Senator Jordan: S. B. 499, a bill to amend Chapter 125 of the General Statutes relating to the powers of the North Carolina State Library.

Referred to Committee on Calendar.

By Senator Shelton: S. R. 500, a joint resolution of the General Assembly of North Carolina concerning certain legislation now pending in the Congress of the United States relating to authorization of the Secretary of Labor to provide programs for recruiting, transporting and distributing agricultural workers in the United States.

Referred to Committee on Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 785, a bill to require county and city boards of education to defend in good faith tort claims in excess of \$1,000.00 based on alleged negligence of drivers of public school buses, and to make the Tort Claim Act applicable to school transportation service vehicles.

Referred to Committee on Calendar.

H. B. 789, a bill to prohibit any person from hunting deer with a rifle having a bore larger than twenty-two caliber in Richmond County.

Referred to Committee on Calendar.

H. B. 899, a bill to rewrite Article 31, Chapter 115, North Carolina General Statutes relating to licensing private business, trade and correspondence schools.

Referred to Committee on Calendar.

H. R. 935, a joint resolution expressing State policy regarding allotment of Federal funds received for general support of public school operations.

Referred to Committee on Calendar.

H. B. 959, a bill to prohibit the cutting, digging, removal, transportation, or sale within this State for any purpose of Christmas trees, evergreen boughs, or other trees, shrubs or native plants, without a bill of sale from the owner of the land on which the same are grown or other proof of ownership, and to provide a penalty for violations of this act.

Referred to Committee on Calendar.

H. B. 977, a bill to amend Chapter 212 of the Session Laws of 1959 relating to the authority of certain counties of the State to call elections on the question of levying taxes for industrial development purposes.

Referred to Committee on Calendar.

H. B. 1077, a bill to amend Chapter 1281, Session Laws of 1957, the same being the charter of the city of New Bern.

Referred to Committee on Calendar.

H. B. 1105, a bill to provide that the members of the Richmond County Board of Education shall be nominated by the vote of the qualified voters of said county residing outside the boundaries of any city administrative unit.

Referred to Committee on Calendar.

H. B. 1120, a bill to amend General Statutes 14-129 relating to the taking et cetera of certain wild plants of another in Avery County.

Referred to Committee on Calendar.

H. B. 1136, a bill to prevent the taking of deer on the Cape Fear River and its tributaries in Bladen County with the aid of boats.

Referred to Committee on Calendar.

H. B. 1151, a bill to authorize and direct the Person County Board of Education to name and appoint three trustees to care for, manage and improve the farm left in trust for the benefit of Cunningham School District under the will of the late Dr. John C. Terrell.

Referred to Committee on Calendar.

H. B. 1156, a bill to amend Chapter 350 of the Session Laws of 1943 relating to the jurisdiction of criminal cases of the recorder's court of Franklin County over cases within original jurisdiction of a justice of the peace.

Referred to Committee on Calendar.

H. B. 1159, a bill to amend Chapter 768, Session Laws of 1957, relating to the fees of constables in Cumberland County.

Referred to Committee on Calendar.

H. B. 1176, a bill authorizing the board of county commissioners of Ashe County to levy a special tax for the construction of a county office building to house the welfare department and other county offices and agencies.

Referred to Committee on Calendar.

H. B. 1180, a bill to amend Chapter 206 of the Session Laws of 1961 relating to the establishment and operation of a county library in Wake County and the authorization to establish library branches within incorporated cities of Wake County.

Upon motion of Senator Jordan, the bill is placed upon the Calendar.

H. B. 1182, a bill to amend Chapter 128, Session Laws of 1941, by revoking Section 2 thereof which denied the sheriff of Alamance County the right to name his chief deputy.

Referred to Committee on Calendar.

H. B. 1183, a bill amending Chapter 674, Session Laws of 1955, so as to remove Alamance County from the list of counties to which the provisions of said act amending General Statutes 14-414 relating to the sale, possession, and use of explosive caps designed to be fired in toy cap pistols, do not apply.

Referred to Committee on Calendar.

H. B. 1186, a bill to provide for the examination of journeyman plumbers in Buncombe County.

Referred to Committee on Calendar.

H. B. 1196, a bill to fix the same rate of discount for prepayment of municipal taxes as is now fixed for county taxes by Chapter 335, Session Laws of 1945, for municipalities in the county of Bladen.

Referred to Committee on Calendar.

H. B. 1230, a bill to authorize the town of Murfreesboro to convey all its right, title, interest and estate in certain lands at private sale to the trustees of the Murfreesboro Civic Council.

Referred to Committee on Calendar.

H. R. 1236, a joint resolution expressing sympathy upon the death of and honoring the memory of the Honorable Herbert Irwin McDougale.

Referred to Committee on Calendar.

H. R. 1237, a joint resolution of the General Assembly of North Carolina concerning certain legislation now pending in the Congress of the United States relating to authorization of the Secretary of Labor to provide programs for recruiting, transporting, and distributing agricultural workers in the United States.

Referred to Committee on Calendar.

H. R. 1238, a joint resolution requesting that the State Highway Commission name one of the new ferry boats to be placed in service at Oregon Inlet in honor of R. Bruce Etheridge.

Referred to Committee on Calendar.

H. B. 1240, a bill to include Haywood County within the provisions of General Statutes 153-9(47), authorizing the appointment of plumbing inspectors.

Referred to Committee on Calendar.

H. B. 1241, a bill to increase the length of the term of office of the judge of the domestic relations court of Guilford County from two to four years.

Referred to Committee on Calendar.

S. B. 440, a bill to permit uniformed firemen to direct traffic and enforce motor vehicle laws and ordinances at the scene of fires, for concurrence in the House amendment.

Upon motion of Senator Forsyth, the Senate concurs in the House amendment and the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 441, a bill pertaining to Article 3, Chapter 139 of the General Statutes as the same relates to a water shed improvement program in Clay County, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Moore, Morgan, Roberts, Rutledge, Scott, Shelton, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—42.

The bill is ordered sent to the House of Representatives.

S. B. 473, a bill to amend General Statutes 160-453.12 relating to the extension of the corporate limits of the town of Battleboro in Edgecombe and Nash Counties, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Moore, Morgan, Roberts, Rutledge, Scott, Shelton, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—42.

S. B. 484, a bill amending General Statutes 153-9(43) so as to add Edgcombe to the list of counties authorized to levy taxes for the special purposes of paying the salary and expenses of the county accountant, the farm demonstration agent, the home demonstration agent, and the veterans' service officer, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Moore, Morgan, Roberts, Rutledge, Scott, Shelton, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—42.

S. B. 481, a bill to amend General Statutes 153-9, sub-Section 43, as the same appears in the 1959 Cumulative Supplement, relating to tax levies for certain purposes in certain counties so as to include Wayne County, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Moore, Morgan, Roberts, Rutledge, Scott, Shelton, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—42.

H. B. 927, a bill authorizing the town of Mount Airy in Surry County to pass ordinances authorizing the issuance of bonds for paying the cost of street improvements and of a municipal building notwithstanding any limitation of debt in the Municipal Finance Act or in any other law, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Moore, Morgan, Roberts, Rutledge, Scott, Shelton, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—42.

H. B. 991, a bill to amend Chapter 212, Session Laws of 1959, relating to elections on the question of levying taxes for industrial development to make the same applicable to Burke County, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Moore, Morgan, Roberts, Rutledge,

Scott, Shelton, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitely, Whitmire, Winkler, Winslow—42.

H. B. 1043, a bill to revise and consolidate the charter of the town of Edenton in Chowan County, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Moore, Morgan, Roberts, Rutledge, Scott, Shelton, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitely, Whitmire, Winkler, Winslow—42.

H. B. 1045, a bill to incorporate the town of Chadwick Acres, North Carolina, in Onslow County, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Moore, Morgan, Roberts, Rutledge, Scott, Shelton, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitely, Whitmire, Winkler, Winslow—42.

H. B. 1049, a bill authorizing the county of Cumberland to acquire, purchase, construct, improve, enlarge, extend and equip properties relating to grain storage facilities of the county, to lease said properties to public or private interests and to issue revenue bonds therefor, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Moore, Morgan, Roberts, Rutledge, Scott, Shelton, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitely, Whitmire, Winkler, Winslow—42.

H. B. 1052, a bill authorizing the establishment of Glen Alpine Graded District in Burke County as a recreation district and the levying of a recreation system tax, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hoyle, Humber, Humphrey,

Johnson, Jordan, Kesler, McGeachy, Moore, Morgan, Roberts, Rutledge, Scott, Shelton, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitely, Whitmire, Winkler, Winslow—42.

H. B. 1073, a bill to amend General Statutes 153-152 so as to authorize the Martin County Board of Commissioners to levy a special tax for support of the poor of said county, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Moore, Morgan, Roberts, Rutledge, Scott, Shelton, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitely, Whitmire, Winkler, Winslow—42.

H. B. 1074, a bill to authorize a tax levy in Martin County for county building and repair purposes, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Moore, Morgan, Roberts, Rutledge, Scott, Shelton, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitely, Whitmire, Winkler, Winslow—42.

H. B. 1089, a bill to establish the corporate limits of the town of Creedmoor in Granville County, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Moore, Morgan, Roberts, Rutledge, Scott, Shelton, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitely, Whitmire, Winkler, Winslow—42.

H. B. 1130, a bill to revise and consolidate the charter of the town of Louisburg in Franklin County, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Moore, Morgan, Roberts, Rutledge, Scott, Shelton, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitely, Whitmire, Winkler, Winslow—42.

H. B. 1148, a bill to increase the corporate limits of the town of Princeton, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Moore, Morgan, Roberts, Rutledge, Scott, Shelton, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitely, Whitmire, Winkler, Winslow—42.

H. B. 1169, a bill to extend the corporate limits of the town of Ayden in Pitt County, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Moore, Morgan, Roberts, Rutledge, Scott, Shelton, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitely, Whitmire, Winkler, Winslow—42.

H. B. 1188, a bill to amend General Statutes 105-37.1 relating to amusement license taxes, insofar as the same is applicable to Cabarrus County, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, McGeachy, Moore, Morgan, Roberts, Rutledge, Scott, Shelton, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitely, Whitmire, Winkler, Winslow—42.

S. B. 460, a bill to amend Section 2 of Chapter 451 of the Session Laws of 1949, and Section 6 of Chapter 171 of the Session Laws of 1955, relating to the election of the board of commissioners of the town of Mooresville.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 474, a bill to fix the fees of the register of deeds of Watauga County for the registration of certain instruments.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 320, a bill to provide that county funds may be deposited in building or savings and loan companies in Jackson County.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate substitute bill.

H. B. 426, a bill to amend the General Statutes so as to provide that county funds may be deposited in building or savings and loan companies in Haywood County.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate substitute bill.

H. B. 873, a bill to amend General Statutes 160-239 to provide an alternate method of assessing the cost of extending water and sewer lines within parcels of land subdivided into lots to be applicable to the city of Raleigh.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 883, a bill authorizing the board of commissioners of Wilkes County to appropriate funds to supplement the salary of the poultry expert employed at the poultry experiment station located in Wilkes County.

Passes its second and third readings and is ordered enrolled.

H. B. 919, a bill to amend Chapter 170, Public-Local Laws of 1937, as amended by Chapter 848 of the 1951 Session Laws, so as to clarify the special tax authorized in Guilford County for the support and maintenance of the poor and the County Welfare Department.

Passes its second and third readings and is ordered enrolled.

H. B. 979, a bill to amend General Statutes 160-227.1 relative to municipal approval of subdivision plats, making the same applicable to Chowan County.

Passes its second and third readings and is ordered enrolled.

H. B. 984, a bill relating to the advertisement and sale of tax liens on real property in the town of Gibsonville, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 1000, a bill to authorize the board of county commissioners of New Hanover County to convey certain lands at Fort Fisher to the State of North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 1002, a bill to fix the fees of the justices of the peace in Moore County.

Passes its second and third readings and is ordered enrolled.

H. B. 1007, a bill to regulate the fees to be received by justices of the peace in Columbus County.

Passes its second and third readings and is ordered enrolled.

H. B. 1015, a bill to amend H. B. 417, ratified May 26, 1961, so as to exclude Johnston County therefrom.

Passes its second and third readings and is ordered enrolled.

H. B. 1017, a bill relating to mileage allowance for Guilford County employees.

Passes its second and third readings and is ordered enrolled.

APPOINTMENT OF SENATOR

The following appointment is made by His Excellency Governor Terry Sanford:

Whereas, the Honorable Cutlar Moore, elected Senator to represent the Eleventh Senatorial District in the 1961 General Assembly has recently resigned his membership, and

WHEREAS, Article II, Section 13, of the Constitution of North Carolina and Section 163-6 of the North Carolina General Statutes require that the vacancy created by the resignation of the Honorable Cutlar Moore be filled by appointment of the person selected by the Executive Committee of the Democratic party of Robeson County, and

WHEREAS, the Executive Committee of the Democratic Party of Robeson County has notified me of the selection of Honorable Hector MacLean of Lumberton, North Carolina, to fill said vacancy:

Now, therefore, I do by these presents appoint Hector MacLean a member of the North Carolina Senate, 1961 General Assembly.

In witness whereof, I have hereunto signed my name and affixed the Great Seal of State at the Capitol in the city of Raleigh, this 15th day of June in the year of our Lord 1961.

TERRY SANFORD, *Governor*.

Pursuant to the above appointment of Hector MacLean to succeed Honorable Cutlar Moore as Senator of the Eleventh Senatorial District, said Hector MacLean appears to take his seat and is administered the following oath by Lieutenant Governor H. Cloyd Philpott.

"Do you solemnly and sincerely swear that you will support the Constitution of the United States. So help you God?"

"Do you solemnly and sincerely swear that you will be faithful and bear true allegiance to the State of North Carolina, and to the Constitutional powers which are or may be established for the government thereof; and will you endeavor to support, maintain and defend the Constitution of said State not inconsistent with the Constitution of the United States to the best of your knowledge and ability. Do you solemnly and sincerely swear that you will faithfully discharge your duties as Senator of the State of North Carolina. So help you God?"

H. B. 1018, a bill to repeal Chapter 1154 of the Session Laws of 1951 relating to garbage collection and disposal in Guilford County.

Passes its second and third readings and is ordered enrolled.

H. B. 1020, a bill relating to the Constitution of a quorum at meetings of the governing board of the town of Dunn.

Passes its second and third readings and is ordered enrolled.

H. B. 1025, a bill to further amend the charter of the city of Wilson, in Wilson County, relating to the city tax collector.

Passes its second and third readings and is ordered enrolled.

H. B. 1034, a bill to allow the governing body of the city of Reidsville to establish by ordinance a retirement or pension fund for employees.

Passes its second and third readings and is ordered enrolled.

H. B. 1035, a bill to validate the municipal election of May 1, 1961, of the town of Maxton in Robeson County.

Passes its second and third readings and is ordered enrolled.

H. B. 1036, a bill to amend Chapter 314 of the Session Laws of North Carolina, 1953, relating to elections in the town of Maxton.

Passes its second and third readings and is ordered enrolled.

H. B. 1037, a bill relating to provisions for collection of garbage in Dare County.

Passes its second and third readings and is ordered enrolled.

H. B. 1041, a bill to amend General Statutes 160-227.1 authorizing municipalities in New Hanover County to regulate the platting and recording of subdivisions of land.

Passes its second and third readings and is ordered enrolled.

H. B. 1048, a bill to authorize the board of county commissioners of Wilson County to fix the compensation for the chairman and other members of the board.

Passes its second and third readings and is ordered enrolled.

H. B. 1051, a bill to amend the rules and regulations for municipal elections held in the city of Gastonia.

Passes its second and third readings and is ordered enrolled.

H. B. 1053, a bill authorizing appointment of a board of equalization and review for Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

H. B. 1055, a bill to provide for staggered terms of office for the board of commissioners and compensation for board of commissioners and mayor of the town of Creedmoor in Granville County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. R. 1060, a joint resolution providing that the area of Columbus County now known as Crusoe Island may hereafter be known as the River View Community.

Passes its second and third readings and is ordered enrolled.

H. B. 1063, a bill to fix the salaries of certain officials of Franklin County.

Passes its second and third readings and is ordered enrolled.

H. B. 1064, a bill relating to the appointment of a vice-recorder of the Franklin County Recorder's Court.

Passes its second and third readings and is ordered enrolled.

H. B. 1066, a bill to create a law enforcement officers' relief fund for the Moore County Law Enforcement Officers Association.

Passes its second and third readings and is ordered enrolled.

H. B. 1067, a bill to fix the fees of the clerk of Superior Court of Johnston County.

Passes its second and third readings and is ordered enrolled.

H. B. 1079, a bill authorizing the county board of commissioners of Hertford County to set compensation for the members, the chairman and the county attorney.

Passes its second and third readings and is ordered enrolled.

H. B. 1080, a bill to amend the charter of the town of Scotland Neck relating to the compensation of the mayor and board of commissioners.

Passes its second and third readings and is ordered enrolled.

H. B. 1083, a bill to fix the compensation of the members of the board of county commissioners and the board of education of Gates County.

Passes its second and third readings and is ordered enrolled.

H. B. 1090, a bill to provide for an election upon the question of the establishment of a county recorder's court in Harnett County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1095, a bill relating to the compensation of the judge of the Juvenile Court of Vance County.

Passes its second and third readings and is ordered enrolled.

H. B. 1096, a bill to amend General Statutes 14-335 so as to change the punishment for public drunkenness in Anson County.

Passes its second and third readings and is ordered enrolled.

H. B. 1098, a bill to fix the compensation of the county commissioners of Anson County.

Passes its second and third readings and is ordered enrolled.

H. B. 1106, a bill to amend Chapter 1189, Session Laws of 1953, relating to the compensation of commissioners of the town of Ellerbe in Richmond County.

Senator King offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1100, a bill to amend Chapter 144 of the Public Local Laws of 1937, as amended, relating to the civil service act of the city of High Point.

Passes its second and third readings and is ordered enrolled.

H. B. 1107, a bill to fix the compensation of the members of the Rockingham City Board of Education.

Passes its second and third readings and is ordered enrolled.

H. B. 1108, a bill to amend Chapter 1235, Session Laws of 1959, relating to plats and subdivisions of land surveys so as to provide said Act shall not apply to Camden County.

Passes its second and third readings and is ordered enrolled.

H. B. 1109, a bill relating to the terms of court in Onslow County.

Passes its second and third readings and is ordered enrolled.

H. B. 1110, a bill relating to terms of court in Edgecombe County.

Passes its second and third readings and is ordered enrolled.

H. B. 1112, a bill to amend Chapter 1209, Session Laws of 1955, providing that persons charged with certain motor vehicle violations in Franklin County may waive appearance and tender plea of guilty, by naming the chief of police as an officer authorized to accept waiver.

Passes its second and third readings and is ordered enrolled.

H. B. 1113, a bill to amend Chapter 433, Session Laws of 1955, relating to the compensation of the members of the board of county commissioners, the members of the board of education and the members of the board of health of Martin County.

Passes its second and third readings and is ordered enrolled.

H. B. 1114, a bill to amend General Statutes 9-25 so as to provide the manner of drawing the grand jurors in Rutherford County.

Passes its second and third readings and is ordered enrolled.

H. B. 1115, a bill to amend Chapter 1298, Session Laws of 1957, being the charter of the town of Mayodan and amending certain requirements for the enactment of ordinances.

Passes its second and third readings and is ordered enrolled.

H. B. 1116, a bill to amend Chapter 1142 of the Session Laws of 1959 relating to the Franklin County Peace Officers' Relief Association.

Passes its second and third readings and is ordered enrolled.

H. B. 1134, a bill to amend Chapter 389, Session Laws of 1959, relating to the compensation of the judge and solicitor of the Richmond County Special Court and the judge and solicitor of the Hamlet District Recorder's Court.

Passes its second and third readings and is ordered enrolled.

H. B. 1137, a bill to provide for a jury in the recorder's court of Bladen County and to regulate the drawing of same, when one is demanded.

Passes its second and third readings and is ordered enrolled.

H. B. 1139, a bill to amend General Statutes 160-227.1 so as to provide that the provisions of Chapter 160, Article 18, Part 3A of the General Statutes shall be applicable to Lenoir County.

Passes its second and third readings and is ordered enrolled.

H. B. 1150, a bill to amend Section 6 of Chapter 219, Private Laws of 1911, as rewritten by Chapter 56 of the Session Laws of 1959, relating to the filling of vacancies on the board of commissioners of the town of Smithfield, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 1175, a bill to amend General Statutes 18-45 relating to the powers and duties of the Beaufort County Alcoholic Beverage Control Board.

Passes its second and third readings and is ordered enrolled.

H. B. 1187, a bill relating to salaries of employees of the Graham County Public Welfare Department.

Passes its second and third readings and is ordered enrolled.

H. B. 1194, a bill to increase the salaries of the clerk of the Superior Court, the sheriff, and the register of deeds of Alamance County in the sum of six hundred dollars per year.

Passes its second and third readings and is ordered enrolled.

H. B. 1197, a bill to authorize the board of county commissioners of Richmond County to fix the fees of county officers.

Passes its second and third readings and is ordered enrolled.

H. B. 1213, a bill to create a peace officers' association for the purpose of promoting better law enforcement in Burke and Caldwell Counties and to provide further education and relief of local peace officers thereof.

Passes its second and third readings and is ordered enrolled.

H. B. 1225, a bill to provide for the election of members of the Montgomery County Board of Education and to fix their terms of office.

Passes its second and third readings and is ordered enrolled.

H. B. 461, a bill to license and regulate water well contractors, upon third reading.

Senator Warren of Sampson offers an amendment, held not to be material, which is adopted.

The bill, as amended, fails to pass its third reading by roll call vote, ayes 21, noes 25, as follows:

Those voting in the affirmative are: Senators Aydlett, Banzet, Bell, Brock, Clark, Clayton, Currie, Davis, Hamilton, Humber, Johnson, Jordan, MacLean, Scott, Shelton, Stikeleather, Stone, Sumner, White, Winkler, Winslow—21.

Those voting in the negative are: Senators Alford, Burrow, Cook, Eagles, Eubank, Gentry, Hancock, Hoyle, Humphrey, Kesler, King, McGeachy, Midgett, Morgan, Rhyne, Roberts, Royall, Rutledge, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, Whitley, Whitmire—25.

H. B. 745, a bill adding a new Article to Chapter 153 of the General Statutes to authorize counties (singly or jointly with municipalities or other counties) and municipalities (jointly with counties or other municipalities) to acquire, lease, construct, reconstruct, extend, improve, maintain and operate any water system or sanitary sewerage system, within or without the boundaries of any such counties or municipalities, and to establish by mutual agreement joint agencies to exercise the powers conferred by such Article, and amending the County Finance Act to authorize the issuance of bonds by counties for the acquisition, construction, reconstruction, extension and improvement of water systems and sanitary sewerage systems either singly or jointly with other counties or municipalities, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Humber, Humphrey, Jordan, Kesler, King, McGeachy, Midgett, MacLean, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—46.

H. B. 869, a bill to amend Chapter 113, Section 174.7, General Statutes of North Carolina, to change the license tax on commercial fishing boats, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Humber, Humphrey, Jordan, Kesler, King, McGeachy, Midgett, MacLean, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—46.

H. B. 1084, a bill to authorize elections on the question of whether or not school districts in one county shall be enlarged by annexing or consolidating school districts or other school areas from adjoining counties and whether or not there shall be levied and collected in the territory to be annexed or consolidated the same special or supplemental tax as is levied and collected in the district or districts in the other county, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Humber, Humphrey, Jordan, Kesler, King, McGeachy, Midgett, MacLean, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—46.

S. B. 479, a bill to prohibit certain business activities on Sunday.

Senator Sumner offers an amendment which is adopted.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, by special messenger.

S. B. 52, a bill to provide a retroactive salary supplement to academic and vocational teachers, principals, and supervisors in certain State child care institutions.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 116, a bill for the relief of J. Gordon Webster of Rockingham County for damage to his automobile incurred in an accident with a State Highway and Public Works Commission truck.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 118, a bill authorizing the Governor and Council of State to furnish Replacement Volumes 2B, 3A, 4B and 4C of the General Statutes of North Carolina to the Justices of the Supreme Court, the Supreme Court Library and other State officials and agencies.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 130, a bill to provide aid to the Brevard Music Foundation, Incorporated.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, without engrossment.

S. B. 198, a bill to appropriate funds to the Carolina Charter Tercentenary Commission.

Senator Winslow offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives without engrossment, by special messenger.

S. B. 171, a bill to appropriate funds to the North Carolina Confederate Centennial Commission.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

S. B. 233, a bill to increase the salaries of the Chief Justice and the Associate Justices of the Supreme Court of North Carolina and the judges of the Superior Court.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, without engrossment, by special messenger.

S. B. 268, a bill to provide for the more adequate teaching of North Carolina and local history in the public schools.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, without engrossment.

S. B. 316, a bill to establish a State Planning and Development Commission.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, without engrossment.

S. B. 319, a bill appropriating funds for the maintenance and operation of the Bennett Place State Historic Site.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives, without engrossment, by special messenger.

S. B. 383, a bill to provide for the public school education of exceptionally talented children in North Carolina.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, without engrossment.

Upon motion of Senator Stikeleather, S. B. 162, a bill to provide for the improvement and maintenance of the Caswell Burial site in Lenoir County, is taken from the Unfavorable Calendar and re-referred to the Committee on Calendar.

Upon motion of Senator Crew, the Senate recesses to meet this afternoon at 2:30 o'clock.

AFTERNOON SESSION

SENATE CHAMBER,
Thursday, June 15, 1961.

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor H. Cloyd Philpott.

Upon motion of Senator Gentry, the vote by which H. B. 461, a bill to license and regulate water well contractors, failed to pass its third reading is reconsidered, and upon his motion the bill is placed upon the Calendar.

Upon motion of Senator Bell, H. B. 966, a bill to repeal Chapter 420 of Public Laws of 1923, and Chapter 275 of Public Laws of 1931, and other provisions of the Public Laws and Session Laws of North Carolina

pertaining to constables of Asheville Township, is taken from the Committee on Judiciary No. 1, and re-referred to the Committee on Calendar.

Upon motion of Senator Shelton, H. B. 917, a bill to prohibit the sale of contaminated feed to livestock and poultry, is taken from the Committee on Agriculture and re-referred to the Committee on Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Crew, for the Committee on Calendar:

S. B. 420, a bill to appoint the members of the Madison County Board of Education and to provide for a non-partisan election for their successors, with an unfavorable report.

S. R. 496, a joint resolution providing for the creation of a Senatorial Redistricting Study Commission, with a favorable report.

S. B. 499, a bill to amend Chapter 125 of the General Statutes relating to the powers of the North Carolina State Library, with a favorable report.

S. R. 500, a joint resolution of the General Assembly of North Carolina concerning certain legislation now pending in the Congress of the United States relating to authorization of the Secretary of Labor to provide programs for recruiting, transporting and distributing agricultural workers in the United States, with an unfavorable report.

S. B. 161, a bill to appropriate funds for improving cotton production and the marketing of cotton, with a favorable report, as amended.

S. B. 162, a bill to provide for the improvement and maintenance of the Caswell Burial Site in Lenoir County, with a favorable report, as amended.

S. B. 493, a bill to authorize the Director of the Budget to transfer forty thousand dollars in 1960-1961 surplus East Carolina College operating and maintenance funds to capital improvement funds for the purpose of purchasing science laboratory equipment, with a favorable report.

S. B. 497, a bill to provide for the establishment of a law library in Pender County, with a favorable report.

S. B. 498, a bill to remove Pender County from the list of counties to which General Statutes 18-127.1, relating to elections on the question of sale of beer in incorporated municipalities, does not apply, with a favorable report.

H. B. 789, a bill to prohibit any person from hunting deer with a rifle having a bore larger than twenty-two caliber in Richmond County, with a favorable report.

H. B. 1105, a bill to provide that the members of the Richmond County Board of Education shall be nominated by the vote of the qualified voters of said County residing outside the boundaries of any city administrative unit, with an unfavorable report.

H. B. 1120, a bill to amend General Statutes 14-129 relating to the taking et cetera of certain wild plants of another in Avery County, with a favorable report.

H. B. 785, a bill to require county and city boards of education to defend in good faith tort claims in excess of \$1,000.00 based on alleged

negligence of drivers of public school buses, and to make the Tort Claim Act applicable to school transportation service vehicles, with a favorable report.

H. B. 899, a bill to rewrite Article 31, Chapter 115, North Carolina General Statutes relating to licensing private business, trade and correspondence schools, with an unfavorable report.

H. R. 935, a joint resolution expressing State policy regarding allotment of Federal funds received for general support of public school operations, with an unfavorable report.

H. B. 959, a bill to prohibit the cutting, digging, removal, transportation, or sale within this State for any purpose of Christmas trees, evergreen boughs, or other trees, shrubs or native plants, without a bill of sale from the owner of the land on which the same are grown or other proof of ownership, and to provide a penalty for violations of this Act, with an unfavorable report.

H. B. 977, a bill to amend Chapter 212 of the Session Laws of 1959 relating to the authority of certain counties of the State to call elections on the question of levying taxes for industrial development purposes, with a favorable report.

H. R. 1236, a joint resolution expressing sympathy upon the death of and honoring the memory of the Honorable Herbert Irwin McDougle, with a favorable report.

Upon motion of Senator Bell, the bill is placed upon today's Calendar.

H. B. 1141, a bill to extend the corporate limits of the town of Weldon, subject to a referendum election, with a favorable report, as amended.

H. B. 1183, a bill amending Chapter 674, Session Laws of 1955, so as to remove Alamance County from the list of counties to which the provisions of said Act amending General Statutes 14-414 relating to the sale, possession, and use of explosive caps designed to be fired in toy cap pistols, do not apply, with a favorable report, as amended.

H. B. 1240, a bill to include Haywood County within the provisions of General Statutes 153-9(47), authorizing the appointment of plumbing inspectors, with a favorable report.

H. R. 1237, a joint resolution of the General Assembly of North Carolina concerning certain legislation now pending in the Congress of the United States relating to authorization of the Secretary of Labor to provide programs for recruiting, transporting and distributing agricultural workers in the United States, with a favorable report.

H. R. 1238, a joint resolution requesting that the State Highway Commission name one of the new ferry boats to be placed in service at Oregon Inlet in honor of R. Bruce Etheridge, with a favorable report.

H. B. 1136, a bill to prevent the taking of deer on the Cape Fear River and its tributaries in Bladen County with the aid of boats, with a favorable report.

H. B. 1151, a bill to authorize and direct the Person County Board of Education to name and appoint three trustees to care for, manage and improve the farm left in trust for the benefit of Cunningham School District under the will of the late Dr. John C. Terrell, with a favorable report.

H. B. 1156, a bill to amend Chapter 350 of the Session Laws of 1943, relating to the jurisdiction of criminal cases of the recorder's court of Franklin County over cases within original jurisdiction of a justice of the peace, with a favorable report.

H. B. 1159, a bill to amend Chapter 768, Session Laws of 1957, relating to the fees of constables in Cumberland County, with a favorable report.

H. B. 1182, a bill to amend Chapter 128, Session Laws of 1941, by revoking Section 2 thereof which denied the sheriff of Alamance County the right to name his chief deputy, with a favorable report.

H. B. 1196, a bill to fix the same rate of discount for prepayment of municipal taxes as is now fixed for county taxes by Chapter 335, Session Laws of 1945, for municipalities in the county of Bladen, with a favorable report.

H. B. 1230, a bill to authorize the town of Murfreesboro to convey all its right, title, interest and estate in certain lands at private sale to the trustees of the Murfreesboro Civic Council, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator White: S. B. 501, a bill to make an appropriation to provide for salaried employees of the Supreme Court the same percentage salary increase granted to State employees subject to the Personnel Act.

Referred to Committee on Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1152, a bill to amend General Statutes 105-74 and General Statutes 105-85 relating to State license taxes on pressing clubs, dry cleaning plants, hat blockers and laundries.

Referred to Committee on Calendar.

H. B. 1192, a bill amending and rewriting the charter of the city of Wilmington.

Referred to Committee on Calendar.

H. R. 1171, a joint resolution creating a commission to study and report recommended legislation for the protection of the public in the field of installment sales of real and personal property.

Referred to Committee on Calendar.

H. B. 1195, a bill to authorize the board of county commissioners of Yadkin County and the governing body of the town of Yadkinville to provide for the maintenance of a county library in Yadkin County.

Referred to Committee on Calendar.

S. B. 177, a bill to provide for the central registration of marriage certificates, for concurrence in the House amendment.

Upon motion of Senator Clark, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. R. 1245, a joint resolution honoring the memory of the late Dr. Hugh Hammond Bennett, native of Anson County, North Carolina.

Referred to Committee on Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 368, a bill to authorize the State Board of Education to conduct an experimental or pilot program in two or more school administrative units based upon merit pay for teachers who excel in their profession and to appropriate funds for the expenses of the program.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 905, a bill to rewrite General Statutes 14-329 regarding the punishment for various acts of trafficking in spirituous liquor containing foreign properties or ingredients poisonous to the human system.

The amendment offered by the Committee fails of adoption.

Passes its second and third readings and is ordered enrolled.

H. B. 930, a bill to reward safe drivers by amending Article 25 of Chapter 58 of the General Statutes to equitably regulate automobile liability insurance rates and establish a safe driver reward plan.

Upon motion of Senator Hoyle, action on the bill is postponed until Friday, June 16, 1961, and is made a Special Order of the day.

S. B. 395, a bill to rewrite Article 29A of Chapter 143 of the General Statutes so as to provide for the establishment of the Governor's Committee on Employment of the Handicapped.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 409, a bill to increase the salaries of the several solicitors of the solicitorial districts of the State of North Carolina.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 463, a bill to amend General Statutes 51-15 relating to the obtaining of marriage licenses by misrepresentation or false pretense.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, without engrossment.

S. B. 478, a bill to provide a deficiency appropriation for the Agricultural and Technical College at Greensboro for the fiscal year 1960-61.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 467, a bill making it unlawful to possess certain athletic contest handicap tickets or sheets which could be used for gambling purposes.

Senator Clark offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, without engrossment.

S. B. 468, a bill making it unlawful to transmit by telephone, telegraph or electronic means certain information or estimates as to athletic contests which could be used for gambling purposes.

Senator Clark offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives.

H. R. 734, a joint resolution requesting the delegation in the Congress of the United States from North Carolina to support H. R. 3745 to provide for pensions of veterans of World War I.

Passes its second and third readings and is ordered enrolled.

S. B. 482, a bill to amend General Statutes 20-38(bb) with regard to the definition of special mobile equipment for vehicle registration purposes.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, without engrossment.

S. B. 486, a bill relating to travel expense allowances of persons designated to represent the Governor.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 487, a bill to authorize the Governor and Council of State to employ special personnel to investigate and prosecute violations of North Carolina law relating to athletic contests.

The bill fails to pass its second reading.

H. B. 23, a bill to amend General Statutes 120-3.1, relating to subsistence and travel allowances for members and presiding officers of the General Assembly.

Senator King wishes to be recorded as voting "no" on the bill.

Passes its second and third readings and is ordered enrolled.

H. B. 72, a bill to permit a solicitor to argue for a death sentence in a capital case.

Passes its second and third readings and is ordered enrolled.

H. B. 182, a bill to regulate the hunting and taking of amphibians in North Carolina.

The amendment offered by the Committee is adopted.

The bill, as amended, fails to pass its second reading.

Upon motion of Senator Hancock, the vote by which the bill fails to pass its second reading is reconsidered.

The bill, as amended, passes its second and third readings and is sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 441, a bill to authorize the operation of summer schools in the public school system of the State.

Passes its second and third readings and is ordered enrolled.

H. B. 567, a bill to amend Part 2 of Article 3 of the General Statutes relating to the definition of dependent children eligible for public assistance.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Committee substitute bill.

H. B. 689, a bill amending Article 20 of Chapter 15 of the General Statutes so as to require the solicitor when praying that a suspended sentence be placed into effect to have served upon the defendant a Bill of Particulars setting forth the time, place and manner in which the terms of said sentence are alleged to have been violated.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 432, a bill to amend General Statutes 105-141 to provide income tax exemption for benefits paid under all workmen's compensation acts and similar acts.⁵⁰

Passes its second and third readings and is ordered enrolled.

H. R. 1236, a joint resolution expressing sympathy upon the death of and honoring the memory of the Honorable Herbert Irwin McDougale.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Bell, the Senate adjourns in memory of Honorable Irwin McDougale of Mecklenburg County, to meet tomorrow morning at 10 o'clock.

ONE HUNDRED ELEVENTH DAY

SENATE CHAMBER,
Friday, June 16, 1961.

The Senate meets pursuant to adjournment, and in the absence of the Lieutenant Governor H. Cloyd Philpott and President pro tempore Lunsford Crew, the Principal Clerk S. Ray Byerly calls Senator Currie to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jordan, Judy Pullen and Sandra Pullen of Wake County are made honorary pages of the Senate.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Mrs. Joan Munger of Wake County.

The Chair extends the courtesies of the floor to former Senator Cicero Yow of New Hanover County.

Upon motion of Senator Crew, H. B. 858, a bill relating to license taxes of itinerant salesmen and peddlers in Wayne County, is taken from the unfavorable Calendar and placed upon today's Calendar.

Upon motion of Senator White, H. B. 125, a bill relating to the taxing of certain agricultural products in Lenoir County, is taken from the unfavorable Calendar and placed upon today's Calendar.

Upon motion of Senator King, the vote by which S. B. 487, a bill to authorize the Governor and Council of State to employ special personnel to investigate and prosecute violations of North Carolina Law, relating to athletic contest failed to pass its second reading is reconsidered, and upon his motion the bill is placed upon the Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Crew, for the Committee on Calendar:

S. B. 212, a bill to establish procedure and financing for recognition, encouragement and rewarding proficiency and outstanding achievement among the members of the teaching profession in North Carolina, with an unfavorable report.

S. B. 453, a bill to amend General Statutes 105-116 (c) relating to the reduction of the gross receipts tax on natural gas used for industrial and agricultural purposes, with an unfavorable report.

S. B. 501, a bill to make an appropriation to provide for salaried employees of the Supreme Court the same percentage salary increase granted to State employees subject to the Personnel Act, with a favorable report.

H. B. 1192, a bill amending and rewriting the charter of the city of Wilmington, with a favorable report.

Upon motion of Senator Crew, the bill is placed upon today's Calendar.

H. B. 917, a bill to prohibit the sale of contaminated feed to livestock and poultry, with an unfavorable report.

H. R. 1171, a joint resolution creating a commission to study and report recommended legislation for the protection of the public in the field of installment sales of real and personal property, with an unfavorable report.

H. R. 1245, a joint resolution honoring the memory of the late Dr. Hugh Hammond Bennett, native of Anson County, North Carolina, with a favorable report.

H. B. 966, a bill to repeal Chapter 420 of Public Laws of 1923, and Chapter 275 of Public Laws of 1931, and other provisions of the Public Laws and Session Laws of North Carolina pertaining to constables of Asheville Township, with a favorable report.

H. B. 1111, a bill to authorize the exemption from taxation of certain personal property stored in Nash County and Edgecombe County for shipment to foreign countries, with a favorable report.

H. B. 1195, a bill to authorize the board of county commissioners of Yadkin County and the governing body of the town of Yadkinville to provide for the maintenance of a county library in Yadkin County, with a favorable report.

Upon motion of Senator Crew, the bill is placed upon today's Calendar.

H. B. 1152, a bill to amend General Statutes 105-74 and General Statutes 105-85 relating to State license taxes on pressing clubs, dry cleaning plants, hat blockers and laundries, with a favorable report.

Upon motion of Senator Crew, the bill is placed upon today's Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jordan: S. B. 502, a bill relating to the method of filling vacancies on the Wake County Board of Education.

Upon motion of Senator Jordan, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Stikeleather: S. B. 503, a bill to amend Chapter 833 of the 1961 Session Laws in order to correct a clerical omission of a line of text therein.

Referred to Committee on Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 211, a bill to amend Chapter 324, Session Laws of 1955, relating to the fees to be charged by the sheriff and other law enforcement officers of Wake County, for concurrence in the House amendment.

Upon motion of Senator Jordan, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 502, a bill to authorize limited compensation to Ralph Wayne Groce of Davie County for injuries received in aiding a State Highway Patrolman in an arrest.

Referred to Committee on Calendar.

H. B. 621, a bill appropriating funds to establish a museum-visitor center at the Richmond Temperance and Literary Society Hall and John Charles McNeill Memorial Gardens in Scotland County.

Upon motion of Senator King, the bill is placed upon today's Calendar.

H. B. 659, a bill to amend General Statutes 116-53 relating to purposes for which appropriations may be expended for community colleges.

Referred to Committee on Calendar.

H. B. 596, a bill to appropriate the sum of \$25,000.00 to Eliada Homes, Incorporated, in Buncombe County.

Referred to Committee on Calendar.

H. B. 1071, a bill to amend Chapter 123 of the Public Local Laws of 1929, relating to an emergency and pension fund for the law enforcement officers of Wake County, so as to include certain Highway Patrolmen.

Referred to Committee on Calendar.

H. B. 1143, a bill to amend the charter of the city of Charlotte by re-writing Section 51 thereof, dealing with permanent improvements.

Referred to Committee on Calendar.

H. B. 1144, a bill to amend Chapter 378 of the Session Laws of 1959 relating to vacancies occurring on the Mecklenburg County Board of Education.

Referred to Committee on Calendar.

H. B. 1157, a bill to amend Chapter 920, Session Laws of 1951, concerning the compensation of the board of education of Northampton County.

Referred to Committee on Calendar.

H. B. 1185, a bill to incorporate the town of Bunnlevel in Harnett County, North Carolina.

Referred to Committee on Calendar.

H. B. 1191, a bill to amend Chapter 9 of the General Statutes relating to the manner of drawing the jury panel in Johnston County.

Referred to Committee on Calendar.

H. B. 1201, a bill to exempt Lincoln County from the provisions of Chapter 1235 of the Session Laws of 1959 relating to the recording of plats.

Referred to Committee on Calendar.

H. B. 1202, a bill to fix the compensation of the mayor of the town of Shallotte in Brunswick County.

Referred to Committee on Calendar.

H. B. 1203, a bill fixing fees, commissions, and costs to be collected by the clerk of the Superior Court of Ashe County, North Carolina.

Referred to Committee on Calendar.

H. B. 1204, a bill to fix the compensation of the chief deputy sheriff of Currituck County.

Referred to Committee on Calendar.

H. B. 1205, a bill to amend General Statutes 153-9 so as to authorize the county commissioners of Currituck County to assist financially the soil conservation services.

Referred to Committee on Calendar.

H. B. 1206, a bill to amend Chapter 956 of 1959 Session Laws to provide authority for special county law enforcement officers in Currituck County to execute civil processes in said county.

Referred to Committee on Calendar.

H. B. 1208, a bill relating to local improvements in the city of Wilson.

Referred to Committee on Calendar.

H. B. 1211, a bill to authorize the governing body of the town of Weldon in Halifax County to tax as a part of the court costs in all actions and cases heard in mayor's court of said town of Weldon a Patrol Fee of \$2.00.

Referred to Committee on Calendar.

H. B. 1212, a bill to authorize the governing body of the town of Weldon in Halifax County to sell and convey certain property owned by the town of Weldon and known as "The Trash Dump" no longer needed for public use.

Referred to Committee on Calendar.

H. B. 1207, a bill to appoint a mayor and members of the town board of commissioners, and to provide for election of officers of the town of Beargrass in Martin County.

Referred to Committee on Calendar.

H. B. 1215, a bill to create a law enforcement officers relief fund for the peace officers association of Harnett County.

Referred to Committee on Calendar.

H. B. 1216, a bill to authorize the county commissioners of Harnett County to appropriate funds to the Harnett County Livestock and Poultry Cooperative, Incorporated, to be used as a loan for the purpose of educational promotion concerning livestock and poultry.

Referred to Committee on Calendar.

H. B. 1217, a bill to increase the civil jurisdiction of the Harnett County Recorder's Court; to provide for appeals to Superior Court.

Referred to Committee on Calendar.

H. B. 1219, a bill to amend Chapter 153 of the General Statutes relating to county officials and employees to make the same applicable to Northampton County.

Referred to Committee on Calendar.

H. B. 1220, a bill to amend Chapter 307, Session Laws of 1957, relating to salaries of the chairman and members of the board of county commissioners of Northampton County.

Referred to Committee on Calendar.

H. B. 1224, a bill to create a law enforcement officers emergency fund for the Lenoir County Peace Officers Benefit Association.

Referred to Committee on Calendar.

H. B. 1229, a bill relating to the ad valorem taxation of tobacco in Franklin County.

Referred to Committee on Calendar.

H. B. 1232, a bill to amend General Statutes 9-4 relating to jurors in Mecklenburg County.

Referred to Committee on Calendar.

H. B. 1234, a bill to allow travel allowance to the chairman and members of the board of county commissioners of Montgomery County.

Referred to Committee on Calendar.

HOUSE OF REPRESENTATIVES,
Friday, June 16, 1961.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House failed to concur in the Senate amendment to H. B. 15 entitled "A bill to amend Article 15 of Chapter 53 of the General Statutes, so as to repeal the North Carolina Small Loans Act, and to adopt a North Carolina Consumer Finance Act", and requests Conferees. Mr. Speaker Hunt has appointed Representatives Belk, Murphy, Quinn, Kemp and Cohoon on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

The Chair appoints as Conferees on the part of the Senate to act with a like committee appointed by the Speaker, Senators Aydlett, Midgett and Rhyne and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 487, a bill to authorize the Governor and Council of State to employ special personnel to investigate and prosecute violations of North Carolina Law relating to Athletic contests.

Senator Hancock offers an amendment which fails of adoption.

Senator Hancock offers a second amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, without engrossment.

S. B. 473, a bill to amend General Statutes 160-453.12 relating to the extension of the corporate limits of the town of Battleboro in Edgecombe and Nash Counties, upon third reading.

The bill passes its third reading by roll call vote, ayes 28, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Brock, Burrow, Cook, Currie, Davis, Eagles, Forsyth, Gentry, Hamilton, Johnson, King, McGeachy, Midgett, MacLean, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stone, Thomas of Hoke, Van Landingham, Warren of Beaufort, Whitley, Winkler—28.

The bill is ordered sent to the House of Representatives.

S. B. 481, a bill to amend General Statutes 153-9, sub-Section 43, as the same appears in the 1959 Cumulative Supplement, relating to tax levies for certain purposes in certain counties so as to include Wayne County, upon third reading.

The bill passes its third reading by roll call vote, ayes 28, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Brock, Burrow, Cook, Currie, Davis, Eagles, Forsyth, Gentry, Hamilton, Johnson, King, McGeachy, Midgett, MacLean, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stone, Thomas of Hoke, Van Landingham, Warren of Beaufort, Whitley, Winkler—28.

The bill is ordered sent to the House of Representatives.

S. B. 484, a bill amending General Statutes 153-9(43) so as to add Edgecombe to the list of counties authorized to levy taxes for the special purposes of paying the salary and expenses of the county accountant, the farm demonstration agent, the home demonstration agent, and the veterans' service officer, upon third reading.

The bill passes its third reading by roll call vote, ayes 28, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Brock, Burrow, Cook, Currie, Davis, Eagles, Forsyth, Gentry, Hamilton, Johnson, King, McGeachy, Midgett, MacLean, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stone, Thomas of Hoke, Van Landingham, Warren of Beaufort, Whitley, Winkler—28.

The bill is ordered sent to the House of Representatives.

H. B. 927, a bill authorizing the town of Mount Airy in Surry County to pass ordinances authorizing the issuance of bonds for paying the cost of street improvements and of a municipal building notwithstanding any limitation of debt in the Municipal Finance Act or in any other law, upon third reading.

The bill passes its third reading by roll call vote, ayes 28, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Brock, Burrow, Cook, Currie, Davis, Eagles, Forsyth, Gentry, Hamilton, Johnson, King, McGeachy, Midgett, MacLean, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stone, Thomas of Hoke, Van Landingham, Warren of Beaufort, Whitley, Winkler—28.

The bill is ordered enrolled.

H. B. 991, a bill to amend Chapter 212, Session Laws of 1959, relating to elections on the question of levying taxes for industrial development to make the same applicable to Burke County, upon third reading.

The bill passes its third reading by roll call vote, ayes 28, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Brock, Burrow, Cook, Currie, Davis, Eagles, Forsyth, Gentry, Hamilton, Johnson, King, McGeachy, Midgett, MacLean, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stone, Thomas of Hoke, Van Landingham, Warren of Beaufort, Whitley, Winkler—28.

The bill is ordered enrolled.

H. B. 1045, a bill to incorporate the town of Chadwick Acres, North Carolina, in Onslow County, upon third reading.

The bill passes its third reading by roll call vote, ayes 28, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Brock, Burrow, Cook, Currie, Davis, Eagles, Forsyth, Gentry, Hamilton, Johnson, King, McGeachy, Midgett, MacLean, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stone, Thomas of Hoke, Van Landingham, Warren of Beaufort, Whitley, Winkler—28.

The bill is ordered enrolled.

H. B. 1049, a bill authorizing the county of Cumberland to acquire, purchase, construct, improve, enlarge, extend and equip properties relating to grain storage facilities of the county, to lease said properties to public or private interests and to issue revenue bonds therefor, upon third reading.

The bill passes its third reading by roll call vote, ayes 28, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Brock, Burrow, Cook, Currie, Davis, Eagles, Forsyth, Gentry, Hamilton, Johnson, King, McGeachy, Midgett, MacLean, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stone, Thomas of Hoke, Van Landingham, Warren of Beaufort, Whitley, Winkler—28.

The bill is ordered enrolled.

H. B. 1043, a bill to revise and consolidate the charter of the town of Edenton in Chowan County, upon third reading.

The bill passes its third reading by roll call vote, ayes 28, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Brock, Burrow, Cook, Currie, Davis, Eagles, Forsyth, Gentry, Hamilton, Johnson, King, McGeachy, Midgett, MacLean, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stone, Thomas of Hoke, Van Landingham, Warren of Beaufort, Whitley, Winkler—28.

The bill is ordered enrolled.

H. B. 1052, a bill authorizing the establishment of Glen Alpine Graded District in Burke County as a recreation district and the levying of a recreation system tax, upon third reading.

The bill passes its third reading by roll call vote, ayes 28, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Brock, Burrow, Cook, Currie, Davis, Eagles, Forsyth, Gentry, Hamilton, Johnson, King, McGeachy, Midgett, MacLean, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stone, Thomas of Hoke, Van Landingham, Warren of Beaufort, Whitley, Winkler—28.

The bill is ordered enrolled.

H. B. 1073, a bill to amend General Statutes 153-152 so as to authorize the Martin County Board of Commissioners to levy a special tax for support of the poor of said county, upon third reading.

The bill passes its third reading by roll call vote, ayes 28, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Brock, Burrow, Cook, Currie, Davis, Eagles, Forsyth, Gentry, Hamilton, Johnson, King, McGeachy, Midgett, MacLean, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stone, Thomas of Hoke, Van Landingham, Warren of Beaufort, Whitley, Winkler—28.

The bill is ordered enrolled.

H. B. 1074, a bill to authorize a tax levy in Martin County for county building and repair purposes, upon third reading.

The bill passes its third reading by roll call vote, ayes 28, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Brock, Burrow, Cook, Currie, Davis, Eagles, Forsyth, Gentry, Hamilton, Johnson, King, McGeachy, Midgett, MacLean, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stone, Thomas of Hoke, Van Landingham, Warren of Beaufort, Whitley, Winkler—28.

The bill is ordered enrolled.

H. B. 1089, a bill to establish the corporate limits of the town of Creedmoor in Granville County, upon third reading.

The bill passes its third reading by roll call vote, ayes 28, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Brock, Burrow, Cook, Currie, Davis, Eagles, Forsyth, Gentry, Hamilton, Johnson, King, McGeachy, Midgett, MacLean, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stone, Thomas of Hoke, Van Landingham, Warren of Beaufort, Whitley, Winkler—28.

The bill is ordered enrolled.

H. B. 1130, a bill to revise and consolidate the charter of the town of Louisburg in Franklin County, upon third reading.

The bill passes its third reading by roll call vote, ayes 28, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Brock, Burrow, Cook, Currie, Davis, Eagles, Forsyth, Gentry, Hamilton, Johnson, King, McGeachy, Midgett, MacLean, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stone, Thomas of Hoke, Van Landingham, Warren of Beaufort, Whitley, Winkler—28.

The bill is ordered enrolled.

H. B. 1148, a bill to increase the corporate limits of the town of Princeton, upon third reading.

The bill passes its third reading by roll call vote, ayes 28, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Brock, Burrow, Cook, Currie, Davis, Eagles, Forsyth, Gentry, Hamilton, Johnson, King, McGeachy, Midgett, MacLean, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stone, Thomas of Hoke, Van Landingham, Warren of Beaufort, Whitley, Winkler—28.

The bill is ordered enrolled.

H. B. 1169, a bill to extend the corporate limits of the town of Ayden in Pitt County, upon third reading.

The bill passes its third reading by roll call vote, ayes 28, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Brock, Burrow, Cook, Currie, Davis, Eagles, Forsyth, Gentry, Hamilton, Johnson, King, McGeachy, Midgett, MacLean, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stone, Thomas of Hoke, Van Landingham, Warren of Beaufort, Whitley, Winkler—28.

The bill is ordered enrolled.

H. B. 1188, a bill to amend General Statutes 105-37.1 relating to amusement license taxes, insofar as the same is applicable to Cabarrus County, upon third reading.

The bill passes its third reading by roll call vote, ayes 28, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Brock, Burrow, Cook, Currie, Davis, Eagles, Forsyth, Gentry, Hamilton, Johnson, King, McGeachy, Midgett, MacLean, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stone, Thomas of Hoke, Van Landingham, Warren of Beaufort, Whitley, Winkler—28.

The bill is ordered enrolled.

H. B. 1005, a bill concerning a special election to authorize a development tax and a development commission for Madison County, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 28, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Brock, Burrow, Cook, Currie, Davis, Eagles, Forsyth, Gentry, Hamilton, Johnson, King, McGeachy, Midgett, MacLean, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stone, Thomas of Hoke, Van Landingham, Warren of Beaufort, Whitley, Winkler—28.

H. B. 1141, a bill to extend the corporate limits of the town of Weldon subject to a referendum election, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 28, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Brock, Burrow, Cook, Currie, Davis, Eagles, Forsyth, Gentry, Hamilton, Johnson,

King, McGeachy, Midgett, MacLean, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stone, Thomas of Hoke, Van Landingham, Warren of Beaufort, Whitley, Winkler—28.

H. B. 1180, a bill to amend Chapter 206 of the Session Laws of 1961 relating to the establishment and operation of a county library in Wake County and the authorization to establish library branches within incorporated cities of Wake County, upon second reading.

Senator Jordan offers an amendment, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 28, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Brock, Burrow, Cook, Currie, Davis, Eagles, Forsyth, Gentry, Hamilton, Johnson, King, McGeachy, Midgett, MacLean, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stone, Thomas of Hoke, Van Landingham, Warren of Beaufort, Whitley, Winkler—28.

S. B. 491, a bill to designate Bellamy's Lake in Brinkleyville Township in Halifax County a private lake.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 497, a bill to provide for the establishment of a law library in Pender County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 779, a bill to provide for the compensation of the treasurer-tax collector of Mitchell County.

Passes its second and third readings and is ordered enrolled.

H. B. 789, a bill to prohibit any person from hunting deer with a rifle having a bore larger than twenty-two caliber in Richmond County.

Passes its second and third readings and is ordered enrolled.

H. B. 975, a bill to exempt the Gastonia Little Theatre, Inc., from ad valorem taxes of Gaston County and the city of Gastonia.

Passes its second and third readings and is ordered enrolled.

H. B. 1010, a bill to authorize the qualified voters of the town of Sparta to determine whether alcoholic beverage control stores shall be established in said town, and to prescribe the method of operation and the disposition of the net profits thereof.

Senator Whitley votes "no".

Senators Brock and Winkler vote "present".

Passes its second and third readings and is ordered enrolled.

H. B. 1120, a bill to amend General Statutes 14-129 relating to the taking et cetera of certain wild plants of another in Avery County.

Passes its second and third readings and is ordered enrolled.

H. B. 1136, a bill to prevent the taking of deer on the Cape Fear River and its tributaries in Bladen County with the aid of boats.

Passes its second and third readings and is ordered enrolled.

H. B. 1140, a bill to establish and provide for the nomination and selection of the members of the Whiteville City Board of Education.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1151, a bill to authorize and direct the Person County Board of Education to name and appoint three trustees to care for, manage and improve the farm left in trust for the benefit of Cunningham School District under the will of the late Dr. John C. Terrell.

Passes its second and third readings and is ordered enrolled.

H. B. 1156, a bill to amend Chapter 350 of the Session Laws of 1943, relating to the jurisdiction of criminal cases of the recorder's court of Franklin County over cases within original jurisdiction of a justice of the peace.

Passes its second and third readings and is ordered enrolled.

H. B. 1159, a bill to amend Chapter 768, Session Laws of 1957, relating to the fees of constables in Cumberland County.

Passes its second and third readings and is ordered enrolled.

H. B. 1182, a bill to amend Chapter 128, Session Laws of 1941, by revoking Section 2 thereof which denied the sheriff of Alamance County the right to name his chief deputy.

Passes its second and third readings and is ordered enrolled.

H. B. 1183, a bill amending Chapter 674, Session Laws of 1955, so as to remove Alamance County from the list of counties to which the provisions of said Act amending General Statutes 14-414 relating to the sale, possession, and use of explosive caps designed to be fired in toy cap pistols, do not apply.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 1196, a bill to fix the same rate of discount for prepayment of municipal tax as is now fixed for county taxes by Chapter 335, Session Laws of 1945, for municipalities in the county of Bladen.

Passes its second and third readings and is ordered enrolled.

H. B. 1214, a bill relating to the financial support of the law library of Burke County.

Passes its second and third readings and is ordered enrolled.

H. B. 1230, a bill to authorize the town of Murfreesboro to convey all its right, title, interest and estate in certain lands at private sale to the trustees of the Murfreesboro Civic Council.

Passes its second and third readings and is ordered enrolled.

H. B. 1240, a bill to include Haywood County within the provisions of General Statutes 153-9(47), authorizing the appointment of plumbing inspectors.

Passes its second and third readings and is ordered enrolled.

SPECIAL ORDER

The hour having arrived for the consideration of the Special Order, the President of the Senate lays before the Senate the Special Order of the day, it being H. B. 930, a bill to reward safe drivers by amending Article

25 of Chapter 58 of the General Statutes to equitably regulate automobile liability insurance rates and establish a safe driver reward plan.

Senator Hoyle offers an amendment which fails of adoption.

Passes its second and third readings and is ordered enrolled.

H. B. 461, a bill to license and regulate water well contractors, upon third reading.

Senator Hoyle offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its third reading by roll call vote, ayes 26, noes 21, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Bell, Brock, Burrow, Clark, Crew, Currie, Davis, Eagles, Eubank, Hamilton, Hollowell, Humber, Humphrey, Johnson, Jordan, Scott, Shelton Shuford, Stikeleather, Sumner, White, Whitmire, Winkler, Winslow—26.

Those voting in the negative are: Senators Clayton, Cook, Forsyth, Gentry, Hancock, Hoyle, Kesler, King, McGeachy, Midgett, MacLean, Morgan, Rhyne, Roberts, Royall, Rutledge, Thomas of Hoke, Van Landingham, Warren of Beaufort, Warren of Sampson, Whitley—21.

Senator Stone votes "present".

The following pair is announced: Senators Aydlett "aye", Thomas of Union "no".

The bill is ordered returned to the House of Representatives, for concurrence in the Senate amendment.

H. B. 869, a bill to amend Chapter 113, Section 174.7, General Statutes of North Carolina, to change the license tax on commercial fishing boats, upon third reading.

The bill passes its third reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, MacLean, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—48.

The bill is ordered enrolled.

H. B. 1084, a bill to authorize elections on the question of whether or not school districts in one county shall be enlarged by annexing or consolidating school districts or other school areas from adjoining counties and whether or not there shall be levied and collected in the territory to be annexed or consolidated the same special or supplemental tax as is levied and collected in the district or districts in the other county, upon third reading.

The bill passes its third reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber,

Humphrey, Johnson, Jordan, Kesler, King, McGeachy, MacLean, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—48.

The bill is ordered enrolled.

Upon motion of Senator Crew, the Senate recesses to meet this afternoon at 3 o'clock.

AFTERNOON SESSION

SENATE CHAMBER,

Friday, June 16, 1961.

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor H. Cloyd Philpott.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 1060, a joint resolution providing that the area of Columbus County now known as Crusoe Island may hereafter be known as the River View Community.

H. R. 734, a joint resolution requesting the delegation in the Congress of the United States from North Carolina to support H. R. 3745 to provide for pensions of veterans of World War I.

H. R. 1236, a joint resolution expressing sympathy upon the death of and honoring the memory of the Honorable Herbert Irwin McDougale.

S. B. 89, an act to amend the Motor Vehicle Laws to provide for the distribution of license plates by the Department of Motor Vehicles on a contractual basis and to provide for the charging of fees by the Department of Motor Vehicles for acknowledgment of signatures.

S. B. 177, an act to provide for the central registration of marriage certificates.

S. B. 318, an act to prohibit the taking of game from public highways in Edgecombe County.

S. B. 353, an act to divide North Carolina into eleven Congressional Districts.

S. B. 358, an act amending Article 12 of Chapter 130 of the General Statutes to authorize any sanitary district to contract with any city, town, village or political subdivision of the State for the treatment of the district's sewage in a sewage disposal or treatment plant owned and constructed or to be constructed by such city, town, village or political subdivision.

S. B. 360, an act to amend Article 12 of Chapter 130 of the General Statutes of North Carolina, to authorize a sanitary district created under this Chapter to merge with a city or town by majority vote of the qualified voters of both the sanitary district and the city or town.

S. B. 361, an act to amend the charter of the town of Rowland regarding election and terms of office of town officials.

S. B. 376, an act abolishing the office of treasurer of Cabarrus County.

S. B. 389, an act to amend Chapter 22, Session Laws of 1951, relating to the compensation of the mayor and members of the city council of the city of Durham.

S. B. 403, an act to amend Chapter 225 of the Private Laws of 1927, relating to the charter of the town of Newport in Carteret County.

S. B. 412, an act to appoint Robert Stiles a member of the board of education of Cherokee County to replace Allen Brendle, resigned.

S. B. 415, an act authorizing the board of commissioners of the city of Albemarle to call an election upon the question of adopting a city manager form of government for the city of Albemarle.

S. B. 418, an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in the Greensboro Division of Guilford County.

S. B. 419, an act to authorize the county of Randolph to establish and operate a county library system and to authorize the participation in this system of municipal or other public libraries in Randolph County.

S. B. 422, an act relating to the compulsory inspection of poultry and poultry products.

S. B. 423, an act to set the salaries of certain officials of the city of Charlotte and Mecklenburg County.

S. B. 432, an act to amend General Statutes 160-227.1 so as to provide that Part 3A, Article 18, Chapter 160, of the General Statutes shall be applicable to Halifax County.

S. B. 438, an act to amend Chapter 697, Session Laws 1951, as amended by Chapter 993, Session Laws 1953, relating to providing a supplement to the retirement allowances of certain employees of the city of Durham and county of Durham.

S. B. 440, an act to permit uniformed firemen to direct traffic and enforce motor vehicle laws and ordinances at the scene of fires.

S. B. 443, an act authorizing and empowering the city council of the city of Salisbury to open, widen and extend streets within said city and setting forth the procedures therefor, including the procedure for acquiring land necessary for the purpose of widening, extending, or opening any street within the said city.

S. B. 447, an act to validate the acts of Earl Mason, a justice of the peace in Carteret County, between March 11, 1959 and May 3, 1960.

S. B. 450, an act relating to the compensation of certain officials of Halifax County.

S. B. 451, an act to amend General Statutes 130-129 relating to the compensation of members of a sanitary district board.

S. B. 454, an act to amend General Statutes 153-9 relating to county plumbing inspectors to make the same apply to Rockingham County.

S. B. 488, an act amending General Statutes 105-422 so as to make the provisions of General Statutes 105-422 applicable to Iredell County.

S. B. 489, an act relating to the Statute of Limitations on drainage assessments as applied to Iredell County.

S. B. 490, an act relating to the Statute of Limitations on taxes and special assessments as applied to the city of Statesville.

S. B. 492, an act to amend H. B. 180, relating to the operation and control of alcoholic beverage control stores in the city of Sanford, Lee County, ratified on March 24, 1961.

H. B. 23, an act to amend General Statutes 120-3.1 relating to subsistence and travel allowances for members and presiding officers of the General Assembly.

H. B. 72, an act to permit a solicitor to argue for a death sentence in a capital case.

H. B. 320, an act to provide that county funds may be deposited in buildings or savings and loan companies in Jackson County.

H. B. 426, an act to provide that county funds may be deposited in building or savings and loan companies in Haywood County.

H. B. 432, an act to amend General Statutes 105-141 to provide income tax exemption for benefits paid under all Workmen's Compensation Acts and similar Acts.

H. B. 441, an act to authorize the operation of summer schools in the public school system of the State.

H. B. 873, an act to amend General Statutes 160-241 to provide an alternate method of assessing the cost of extending water and sewer lines within parcels of land subdivided into lots to be applicable to the city of Raleigh.

H. B. 883, an act authorizing the board of commissioners of Wilkes County to appropriate funds to supplement the salary of the poultry expert employed at the poultry experiment station located in Wilkes County.

H. B. 905, an act to rewrite General Statutes 14-329 regarding the punishment for various acts of trafficking in spirituous liquor containing foreign properties or ingredients poisonous to the human system.

H. B. 919, an act to amend Chapter 170, Public Local Laws of 1937, as amended by Chapter 848 of the 1951 Session Laws, so as to clarify the special tax authorized in Guilford County for the support and maintenance of the poor and the county welfare department.

H. B. 979, an act to amend General Statutes 160-227.1 relative to municipal approval of subdivision plats, making the same applicable to Chowan County.

H. B. 984, an act relating to the advertisement and sale of tax liens on real property in the town of Gibsonville, North Carolina.

H. B. 1000, an act to authorize the board of county commissioners of New Hanover County to convey certain lands at Fort Fisher to the State of North Carolina.

H. B. 1002, an act to fix the fees of the justices of the peace in Moore County.

H. B. 1007, an act to regulate the fees to be received by justices of the peace in Columbus County.

H. B. 1015, an act to amend H. B. 417, ratified 26 May, 1961, so as to exclude Johnston County therefrom.

H. B. 1017, an act relating to mileage allowances for Guilford County employees.

H. B. 1018, an act to repeal Chapter 1154 of the Session Laws of 1951 relating to garbage collection and disposal in Guilford County.

H. B. 1020, an act relating to the constitution of a quorum at meetings of the governing board of the town of Dunn.

H. B. 1025, an act to further amend the charter of the city of Wilson, in Wilson County, relating to the city tax collector.

H. B. 1034, an act to allow the governing body of the city of Reidsville to establish by ordinance a retirement or pension fund for employees.

H. B. 1035, an act to validate the municipal election of May 1, 1961, of the town of Maxton in Robeson County.

H. B. 1036, an act to amend Chapter 314 of the Session Laws of North Carolina, 1953, relating to elections in the town of Maxton.

H. B. 1037, an act relating to provisions for collection of garbage in Dare County.

H. B. 1041, an act to amend General Statutes 160-227.1 authorizing municipalities in New Hanover County to regulate the platting and recording of subdivisions of land.

H. B. 1048, an act to authorize the board of county commissioners of Wilson County to fix the compensation for the chairman and other members of the board.

H. B. 1051, an act to amend the rules and regulations for municipal elections held in the city of Gastonia.

H. B. 1053, an act authorizing appointment of a board of equalization and review for Mecklenburg County.

H. B. 1055, an act to provide for staggered terms of office for the board of commissioners and compensation for board of commissioners and mayor of the town of Creedmoor in Granville County.

H. B. 1063, an act to fix the salaries of certain officials of Franklin County.

H. B. 1064, an act relating to the appointment of a vice-recorder of the Franklin County Recorder's Court.

H. B. 1066, an act to create a law enforcement officers' relief fund for the Moore County Law Enforcement Officers Association.

H. B. 1067, an act to fix the fees of the clerk of Superior Court of Johnston County.

H. B. 1079, an act authorizing the county board of commissioners of Hertford County to set compensation for the members, the chairman and the county attorney.

H. B. 1080, an act to amend the charter of the town of Scotland Neck relating to the compensation of the mayor and board of commissioners.

H. B. 1083, an act to fix the compensation of the members of the board of county commissioners and the board of education of Gates County.

H. B. 1090, an act to provide for an election upon the question of the establishment of a county recorder's court in Harnett County.

H. B. 1095, an act relating to the compensation of the judge of the juvenile court of Vance County.

H. B. 1096, an act to amend General Statutes 14-335 so as to change the punishment for public drunkenness in Anson County.

H. B. 1098, an act to fix the compensation of the county commissioners of Anson County.

H. B. 1100, an act to amend Chapter 144 of the Public Local Laws of 1937, as amended, relating to the civil service act of the city of High Point.

H. B. 1106, an act to amend Chapter 1189, Session Laws of 1953, relating to the compensation of commissioners of the town of Ellerbe in Richmond County.

H. B. 1107, an act to fix the compensation of the members of the Rockingham City Board of Education.

H. B. 1108, an act to amend Chapter 1235, Session Laws of 1959, relating to plats and subdivisions of land surveys so as to provide said Act shall not apply to Camden County.

H. B. 1109, an act relating to the terms of court in Onslow County.

H. B. 1110, an act relating to the terms of court in Edgecombe County.

H. B. 1112, an act to amend Chapter 1209, Session Laws of 1955 providing that persons charged with certain motor vehicle violations in Franklin County may waive appearance and tender plea of guilty, by naming the chief of police as an officer authorized to accept waiver.

H. B. 1113, an act to amend Chapter 433, Session Laws of 1955, relating to the compensation of the members of the board of county commissioners, the members of the board of education and the members of the board of health of Martin County.

H. B. 1114, an act to amend General Statutes 9-25 so as to provide the manner of drawing the grand jurors in Rutherford County.

H. B. 1115, an act to amend Chapter 1298, Session Laws of 1957, being the charter of the town of Mayodan and amending certain requirements for the enactment of ordinances.

H. B. 1116, an act to amend Chapter 1142 of the Session Laws of 1959 relating to the Franklin County Peace Officers' Relief Association.

H. B. 1134, an act to amend Chapter 389, Session Laws of 1959, relating to the compensation of the judge and solicitor of the Richmond County Special Court and the judge and solicitor of the Hamlet District Recorder's Court.

H. B. 1137, an act to provide for a jury in the recorder's court of Bladen County and to regulate the drawing of same, when one is demanded.

H. B. 1139, an act to amend General Statutes 160-227.1 so as to provide that the provisions of Chapter 160, Article 18, Part 3A of the General Statutes shall be applicable to Lenoir County.

H. B. 1145, an act to amend Chapter 1071, Session Laws of 1953, as amended by Chapter 857, Session Laws of 1957, authorizing and empowering the board of commissioners of Forsyth County to adopt regulations relating to the government thereof so as to authorize the board of commissioners of Forsyth County to adopt regulations relating to the discharge of firearms in Forsyth County outside of the municipalities therein.

H. B. 1150, an act to amend Section 6 of Chapter 219, Private Laws of 1911, as rewritten by Chapter 56 of the Session Laws of 1959, relating to the filling of vacancies on the board of commissioners of the town of Smithfield, North Carolina.

H. B. 1175, an act to amend General Statutes 18-45 relating to the powers and duties of the Beaufort County Alcoholic Beverage Control Board.

H. B. 1187, an act relating to salaries of employees of the Graham County Public Welfare Department.

H. B. 1194, an act to increase the salaries of the clerk of the Superior Court, the sheriff, and the register of deeds of Alamance County in the sum of six hundred dollars per year.

H. B. 1197, an act to authorize the board of county commissioners of Richmond County to fix the fees of county officers.

H. B. 1213, an act to create a peace officers' association for the purpose of promoting better law enforcement in Burke and Caldwell Counties and to provide further education and relief of local peace officers thereof.

H. B. 1225, an act to provide for the election of members of the Montgomery County Board of Education and to fix their terms of office.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Crew, for the Committee on Calendar.

S. B. 483, a bill to amend General Statutes 163-113 relating to agreements for rotation of candidates of senatorial districts of more than one county, with an unfavorable report as to bill, favorable report as to committee substitute bill.

S. B. 503, a bill to amend Chapter 833 of the 1961 Session Laws in order to correct a clerical omission of a line of text therein, with a favorable report.

Upon motion of Senator Crew, the rules are suspended and the bill is placed upon today's Calendar.

H. B. 125, a bill relating to the taxing of certain agricultural products in Lenoir County, with a favorable report, as amended.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 236, a bill to amend Chapter 29 of the General Statutes relating to Intestate Succession, for concurrence in the House amendment.

Upon motion of Senator Crew, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 237, a bill to amend Chapter 30 of the General Statutes relating to surviving spouses, for concurrence in the House amendment.

Upon motion of Senator Crew, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 241, a bill amending General Statutes 119-26 relating to the powers of the Gasoline and Oil Inspection Board, for concurrence in the House amendment.

Upon motion of Senator Winslow, the Senate concurs in the House amendment and the bill is ordered enrolled.

House Committee substitute bill for S. B. 300, a bill to incorporate and establish the Eastern North Carolina School for the Deaf.

Upon motion of Senator Eagles, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 384, a bill to provide for the establishment of a medical assistance program for the aged in North Carolina.

Referred to Committee on Calendar.

H. B. 553, a bill to establish a public law library for public officials, courts, and others in Carteret County.

Referred to Committee on Calendar.

H. B. 1069, a bill authorizing the town of Shallotte and the town of Ocean Isle to establish an airport commission which commission shall be vested with the power of eminent domain and the power to issue bonds or other securities or obligations for the purpose of providing funds for the acquisition of lands, construction and operation of said airport facility together with all powers as set out in Chapter 63 of the General Statutes of North Carolina.

Referred to Committee on Calendar.

H. B. 1184, a bill to provide for an election in the city of Kinston and the Kinston School District on the question of levying an ad valorem tax for the operation of a bus system.

Referred to Committee on Calendar.

H. B. 1218, a bill relating to a referendum upon the question of a special tax levy for Gaston School District in Northampton County.

Referred to Committee on Calendar.

H. B. 1249, a bill to confine and limit the territorial jurisdiction of the Fair Bluff Municipal Recorder's Court to Fair Bluff Township in Columbus County.

Referred to Committee on Calendar.

H. R. 1250, a joint resolution honoring the life and memory of Claude L. Love.

Referred to Committee on Calendar.

CONFERENCE REPORT

Senator Aydlett for the Conferees appointed to consider the differences arising between the Senate and the House of Representatives upon H. B. 15, a bill to amend Article 15 of Chapter 53 of the General Statutes, so as to repeal the North Carolina Small Loans Act, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

The House of Representatives having failed to concur in the Senate Amendments, Conferees were appointed by the President of the Senate and the Speaker of the House of Representatives. Said Conferees having agreed upon the differences arising under said Bill and the Amendments hereby submit the following report.

(1) Conferees concur in Senate Amendment No. 1 as follows:

Amend Section 53-166, Subsection (c) of Section 1 to read as follows:

"(c) Penalties; Commissioner to provide and testify as to facts in his possession.—Any person not exempt from this article, or any officer, agent, employee or representative thereof, who fails to comply with or who otherwise violates any of the provisions of this article, or any regulation of the Banking Commission adopted pursuant to this article, shall be

guilty of a misdemeanor and upon conviction shall be fined not less than five hundred dollars (\$500.00) nor more than twenty-five hundred dollars (\$2500.00) or imprisoned not less than four (4) months nor more than two (2) years, or both, in the discretion of the court. Each such violation shall be considered a separate offense. It shall be the duty of the Commissioner of Banks to provide the solicitor of the court having jurisdiction of any such offense with all facts and evidence in his actual or constructive possession, and to testify as to such facts upon the trial of any person for any such offense”.

(2) Conferees concur in Senate Amendment No. 2 to Amend Subsection (d) of Section 53-166 of Section 1 to read as follows:

“(d) Additional penalties.—Any contract of loan, the making or collecting of which violates any provision of this article, or regulation thereunder, except as a result of accidental or bona fide error of computation shall be void and the licensee shall have no right to collect, receive or retain any principal or charges whatsoever with respect to such loan.

(3) Conferees adopt Section 53-168 in its entirety as it appears in Committee Substitute for H. B. 15. Reference is hereby made to Section 53-168 of Committee Substitute for H. B. 15 for full contents.

(4) Conferees amend Section 53-173 as follows:

“Section 53-173. Maximum rate of charge.—Every licensee hereunder may contract for and receive charges on any loan of money not exceeding six hundred dollars (\$600.00) in amount as follows:

“(a) The charge for payment according to schedule may be computed on the amount of cash advance for the full term of the contract without regard to the requirement for installment payments at rates not exceeding the equivalent of \$20.00 per \$100.00 per annum for that part of the amount of the cash advance not exceeding \$100.00, \$18.00 per \$100.00 per annum for that part of the amount of cash advance exceeding \$100.00 but not exceeding \$200.00, \$15.00 per \$100.00 per annum for that part of the amount of cash advance exceeding \$200.00 but not exceeding \$300.00, and \$6.00 per \$100.00 per annum for that part of the amount of cash advance exceeding \$300.00 but not exceeding \$600.00.

“(B) On loans of seventy-five dollars (\$75.00) or less, a licensee may charge, in lieu of the charges specified in subsection (a) of this section, at a rate not in excess of one dollar (\$1.00) for each five dollars (\$5.00) of cash advance to the borrower up to the amount of seventy-five dollars (\$75.00) and a period of at least fifteen (15) days must be allowed for repayment of each five dollars (\$5.00) cash advance. Such charges shall not be assessed by any subterfuge or device on any loan over seventy-five dollars (\$75.00) or on any balance of seventy-five dollars (\$75.00) or less when the original loan was greater than seventy-five dollars (\$75.00).

“(c) A licensee shall compute monthly charges for a period of time less than one year at one-twelfth of the annual rate for each loan month and shall compute charges for a period of less than one loan month at one-thirtieth of one-twelfth of the annual rate for each day. A loan month is that period of time from one date in the month through the corresponding date in the next month. If there is no corresponding date, then the last day of the next month will be used.

"(d) The licensee shall not fix a due date of the first installment of any loan contract providing for monthly installments for a term exceeding forty-five (45) actual days from the date of the loan. When the first payment of any such contract may be due on a date beyond a loan month defined above, a licensee will be permitted to make an additional charge for the number of days in excess of thirty (30) or the number of days in excess of one loan month from the date of the loan, whichever is less.

Conferees adopt Senate Amendment as follows:

"(e) Subject to the limitations contained in this Article as to maximum rates, the Commission may from time to time, upon the basis of changed conditions or facts, redetermine and refix any such maximum rates of charge, but, before determining or redetermining any such maximum rates, the Commission shall give reasonable notice of its intention to consider doing so to all licensees and a reasonable opportunity to be heard and introduce evidence with respect thereto. The notice herein required may be given by mailing such notice to the offices of the licensees as shown in the records of the Commissioner of Banks. Any such changed maximum rates of charge shall not affect pre-existing loan contracts lawfully entered into between any licensee and any borrower."

(5) Conferees adopt Senate Amendment to Section 53-174 as follows:

"Section 53-174. Refund.—(a). When any loan contract is paid in full by cash, a new loan, renewal or otherwise, after two loan months have expired, the licensee shall refund or credit the borrower with that portion of the total charges which shall be due the borrower as determined by schedules prepared under the rule of 78's or sum of the digits principle as follows:

'The amount of the refund or credit shall be at least as great a proportion of the total charges originally contracted for, excluding any adjustment made for a first period of more than one month, as the sum of the consecutive monthly balances of the contract scheduled to follow the date of prepayment bears to the sum of all the consecutive monthly balances of the contract, those sums to be determined according to the payment schedule originally contracted for'.

If a loan is prepaid in full by cash, a new loan, renewal or otherwise, two loan months or less from the date of the contract, the licensee shall make a pro rata refund of the charges to the borrower or shall credit such amount to the borrower. In computing any required refund, any prepayment made on or before the 15th day following an installment date shall be deemed to have been made on the installment date preceding such prepayment and any prepayment made after the 15th day following an installment date shall be deemed to have been made on the installment date following such installment; provided, such computation shall not result in refunds by the rule of 78's method on loans prepaid two loan months or less from the date of the contract. When loans are prepaid fifteen (15) days or less from the date the loan is made, licensees are authorized in computing refunds to divide the original add-on charge by that figure which represents the number of loan months in the contract. The original add-on charges less the resultant quotient shall constitute the amount of the refund; provided, whenever the resultant quotient is less than two

dollars (\$2.00), the minimum charge shall be fixed at two dollars (\$2.00) or the total original add-on charges, whichever is the lesser.

The tender by the borrower, or at his request, of an amount equal to the unpaid balance less the required refund must be accepted by the licensee in full payment of the contract.

(6) Conferees adopt Senate Amendment as rewritten to Section 53-175 as follows:

"Section 53-175. Default charge.—(a) If the contract so provides, an additional charge for any installment past due ten (10) days or more according to the original terms of the contract by reason of default may be made in an amount not to exceed five per cent (5%) of the amount of the installment past due and said amount may be charged once and no more on the same default; provided, that if such charge is deducted from a payment made on the loan and such deduction results in a default of a subsequent installment, no charge shall be made for such subsequent default; provided, further, that once a borrower has incurred a default charge pursuant to this section, no default charge shall be incurred with respect to any future payments which would not have been in default except for the previous default.

"(b) If there is an unpaid balance on a loan at the maturity date of the original contract, an additional charge at a rate not to exceed six per cent (6%) per annum may be charged on the outstanding balance until the loan is paid in full by cash, a new loan, renewal or otherwise".

(7) Conferees adopt Senate Amendment to Section 53-176 as follows:

"Section 53-176. Optional rates, maturities and amounts.—In lieu of making loans in the amount, for the term and at the charges stated respectively in Sections 53-166, 53-173 and 53-180, a licensee may at any time elect to make loans in any amount including loans in excess of \$600.00, for any term including more than 24 months, subject to all the other provisions of this Act, provided that the charges for the entire amount for each such loan made by such electing licensee during the period that such election is in effect shall not exceed the same fees and interest set forth in General Statutes 53-141. Such election shall be made by the filing of a written statement to that effect by the licensee with the Commissioner and can be terminated by cancellation notice filed by the licensee in writing with the Commissioner.

Conferees adopt additional amendment as follows:

"No individual, partnership, or corporate licensee and no corporation which is the parent, subsidiary or affiliate of a corporate licensee which is making loans under this Act otherwise than as authorized specially in this section, shall be permitted to make loans under the provisions of this section. Any corporate licensee or individual or partnership licensee making an election to make loans in accordance with the provisions of this section shall respectively be bound by such election with respect to all of its offices and locations in this State and all offices and locations in this State of its parent, subsidiary or affiliated corporate licensee, or with respect to all of his or their offices and locations in this State".

(8) Conferees adopt Senate Amendment as rewritten to Section 53-177 as follows:

"Section 53-177. Recording fees.—The licensee may collect from the borrower the actual fees paid a public official or agency of a county or the State, for filing, recording or releasing any instrument securing the loan. A licensee shall not collect or permit to be collected any notary fee in connection with any loan made under this article. In lieu of recording any instrument and in lieu of collecting any recording fee herein authorized, a lender may take out non-recording or non-filing insurance on the instrument securing the loan and charge to the borrower the amount of the premium as fixed by the Commissioner of Insurance, but the amount so charged to the borrower shall not in any event exceed sixty cents (60¢) with respect to any one loan".

(9) Conferees adopt Senate Amendment to Section 53-178 as follows:

"Section 53-178. No further charges, no splitting contracts, certain contracts void.—No further or other charges or insurance commissions shall be directly or indirectly contracted for or received by any licensee except those specifically authorized by this article. No licensee shall divide into separate parts any contract made for the purpose of or with the effect of obtaining charges in excess of those authorized by this article. No licensee shall divide into separate parts any contract made for the purpose of or with the effect of obtaining charges in excess of those authorized by this article. All balances due to a licensee from any person as a borrower or as an endorser, guarantor or surety for any borrower or otherwise, or due from any husband or wife, jointly or severally, shall be considered a part of any loan being made by a licensee to such person for the purpose of computing interest or charges.

(10) Conferees adopt Senate Amendment to Section 53-179 as follows:

"Section 53-179. Multiple office loan limitations.—A licensee shall not grant a loan in one office to any borrower who already has a loan in another office operated by the same entity or by an affiliate, parent, subsidiary or under the same ownership, management or control, whether partial or complete. This section shall apply to intrastate and interstate operations. A licensee shall take every reasonable precaution to prevent granting loans in violation of this section. Such loans granted inadvertently resulting in a total liability of six hundred dollars (\$600.00) or less, shall be adjusted to the rates applicable under this article to a single loan of equivalent amount, and when the total liability on such loans is in excess of six hundred dollars (\$600.00), interest shall be adjusted to simple interest at six per cent (6%) per year on the entire obligation.

(11) Conferees adopt Senate Amendment to Section 53-180 as follows:

"Section 53-180. Time and payment limitation.—No licensee shall enter into any contract of loan under this article extending more than twenty-five loan months from the date of making the contract. Every loan contract shall require payment of cash advance and charges, as aggregated, in installments which shall be payable at approximately equal periodic intervals. No installment contracted for shall be substantially larger than any preceding installment.

(12) Conferees adopt Senate Amendment to Section 53-189 as follows:

"Section 53-189. Insurance.—(a) Credit Life Insurance—The amount of credit life insurance shall not exceed the original indebtedness, but this insurance may be carried on the loan to maturity at level term.

"(b) Credit Accident and Health Insurance—The amount of periodic indemnity payable with respect to any one installment payment period by credit accident and health insurance in the event of disability, as defined in the policy, shall not exceed the original amount of the loan divided by the number of periodic installment payment periods, and such insurance shall not extend over any longer period of time than the loan contract.

"(c) Notwithstanding any other provision of this article, a licensee may sell such insurance or provide the same under a group contract, subject to the applicable laws of the State relating to insurance. Any gain or advantage in the form of commission or otherwise, to the licensee or to any employee, affiliate, or associate of the licensee from such above described insurance or its sale shall not be deemed to be an additional or further charge in connection with the contract of loan. No insurance authorized by subsections (a) and (b) of this section shall be required with respect to more than one obliger of any one loan contract.

"(d) Notwithstanding any other provision of this article, no licensee shall require any borrower to obtain credit accident and health insurance when a loan is secured by collateral consisting of personal property with respect to which property loss insurance has been required to be obtained.

"(e) No licensee shall directly or indirectly receive any commission, premium or profit from the sale of any property loss insurance on any property used as collateral to secure any loan made pursuant to the provisions of this article.

"(f) Notwithstanding any other provisions of this section or article, nothing herein contained shall be construed to authorize the sale of insurance in violation of any of the provisions of Chapter 58 of the General Statutes or the rules and regulations promulgated pursuant thereto.

We respectfully submit the above report from the Conferees Committee of the

House of Representatives

1. Irwin Belk, *Chairman*
2. Ashley M. Murphy
3. Wm. Charles Cohoon
4. Ed Kemp
5. Dwight W. Quinn

Senate

1. N. Elton Aydlett
2. P. D. Midgett, Jr.
3. Miles Rhyne

Upon motion of Senator Aydlett, the Conferees report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action and when a similar report is adopted by the House of Representatives they may order the bill enrolled.

STATEMENT TO BE RECORDED IN SENATE JOURNAL

JUNE 16, 1961 ON THE PRECEDING BILL

170 men . . . 50 in the Senate and 120 in the House were supposed to resolve this small loan issue. Unfortunately, this has not happened. No piece of legislation in this Century has had as much outside influence as this particular one. When I say "outside influences", I mean people who have no connection with our State government. Because of this . . . I cannot in good conscience vote for this surrender.

SAM J. BURROW

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 858, a bill relating to license taxes of itinerant salesmen and peddlers in Wayne County, upon second reading.

The bill passes its second reading by roll call vote, ayes 31, noes 1, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Eubank, Gentry, Hancock, Hollowell, Johnson, Kesler, King, McGeachy, Midgett, MacLean, Morgan, Rhyne, Roberts, Royall, Rutledge, Shelton, Stone, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, Winkler—31.

Those voting in the negative are: Senators Hoyle—1.

H. B. 1152, a bill to amend General Statutes 105-74 and General Statutes 105-85 relating to State license taxes on pressing clubs, dry cleaning plants, hat blockers and laundries, upon second reading.

The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlott, Bell, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Hollowell, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, MacLean, Midgett, Morgan, Rhyne, Roberts, Royall, Rutledge, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Winkler, Winslow—40.

H. B. 1192, a bill amending and rewriting the charter of the city of Wilmington, upon second reading.

The bill passes its second reading by roll call vote, ayes 32, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Eubank, Gentry, Hancock, Hollowell, Hoyle, Johnson, Kesler, King, McGeachy, MacLean, Midgett, Morgan, Rhyne, Roberts, Royall, Rutledge, Shelton, Stone, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, Winkler—32.

H. B. 1195, a bill to authorize the board of county commissioners of Yadkin County and the governing body of the town of Yadkinville to provide for the maintenance of a county library in Yadkin County, upon second reading.

Those voting in the affirmative are: Senators Alford, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Eubank, Gentry, Hancock, Hollowell, Hoyle, Johnson, Kesler, King, McGeachy, MacLean, Midgett, Morgan, Rhyne, Roberts, Royall, Rutledge, Shelton, Stone, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, Winkler—32.

S. B. 498, a bill to remove Pender County from the list of counties to which General Statutes 18-127.1 relating to elections on the question of sale of beer in incorporated municipalities, does not apply.

Upon motion of Senator Eubank, the bill is laid upon the Table.

H. B. 745, a bill adding a new Article to Chapter 153 of the General Statutes to authorize counties (singly or jointly with municipalities or other counties) and municipalities (jointly with counties or other municipalities) to acquire, lease, construct, reconstruct, extend, improve, maintain and operate any water system or sanitary sewerage system, within or without the boundaries of any such counties or municipalities, and to establish by mutual agreement joint agencies to exercise the powers conferred by such Article, and amending the County Finance Act to authorize the issuance of bonds by counties for the acquisition, construction, reconstruction, extension and improvement of water systems and sanitary sewerage systems either singly or jointly with other counties or municipalities, upon third reading.

The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlott, Bell, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hollowell, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, MacLean, Midgett, Morgan, Rhyne, Roberts, Royall, Rutledge, Shelton, Stikeleather, Stone, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Winkler, Winslow—40.

The bill is ordered enrolled.

H. B. 977, a bill to amend Chapter 212 of the Session Laws of 1959 relating to the authority of certain counties of the State to call elections on the question of levying taxes for industrial development purposes, upon second reading.

The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlott, Bell, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hollowell, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, MacLean, Midgett, Morgan, Rhyne, Roberts, Royall, Rutledge, Shelton, Stikeleather, Stone, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Winkler, Winslow—40.

S. B. 161, a bill to appropriate funds for improving cotton production and the marketing of cotton.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, without engrossment.

S. B. 162, a bill to provide for the improvement and maintenance of the Caswell Burial Site in Lenoir County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, without engrossment.

S. B. 169, a bill appropriating funds to establish a Museum Visitor center at Aycock Birthplace State Historic Site.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 200, a bill appropriating funds for the further restoration of historic Bath.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 210, a bill to amend Chapter 132 of the General Statutes to clarify the authority of the State Department of Archives and History to conduct a records management and preservation program.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, without engrossment.

S. R. 283, a joint resolution authorizing the appointment of a commission to study Public Welfare Programs and to submit a report to the Governor and the 1963 Session of the General Assembly.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 346, a bill to appropriate funds for the restoration and maintenance of the Daniel Boone Homeplace in Davidson County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 407, a bill appropriating funds to establish a museum visitor center at the Richmond Temperance and Literary Society and John Charles McNeill Memorial Gardens in Scotland County.

Upon motion of Senator King, the bill is laid upon the Table.

S. B. 503, a bill to amend Chapter 833 of the 1961 Session Laws in order to correct a clerical omission of a line of text therein.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 495, a bill to authorize the State Board of Education in its discretion to permit classified principals and supervisors in the public schools to be paid salaries on an annual basis in twelve equal monthly installments.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. R. 496, a joint resolution providing for the creation of a Senatorial Redistricting Study Commission.

Upon motion of Senator Warren of Sampson, action on the bill is postponed until Monday, June 19, 1961.

H. B. 956, a bill to appoint justices of the peace for the several counties of North Carolina.

The amendments offered by the Committee are adopted.

Senator Clark offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendments.

S. B. 499, a bill to amend Chapter 125 of the General Statutes relating to the powers of the North Carolina State Library.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 746, a bill to authorize the recovery of civil damages due to the malicious or wilful destruction of property by minors.

Upon motion of Senator Bell, action on the bill is postponed until Monday, June 19, 1961.

H. B. 785, a bill to require county and city boards of education to defend in good faith tort claims in excess of \$1,000.00 based on alleged negligence of drivers of public school buses, and to make the Tort Claim Act applicable to school transportation service vehicles.

The bill passes its second reading.

Upon objection of Senator King to its third reading, the bill remains upon the Calendar.

H. B. 621, a bill appropriating funds to establish a museum visitor center at the Richmond Temperance and Literary Society Hall and John Charles McNeill Memorial Gardens in Scotland County.

Passes its second and third readings and is ordered enrolled.

S. B. 444, a bill to authorize the Governor to appoint a commission to erect a fitting memorial to the late Robert Lee Doughton, former State Senator and long-time member of Congress, and to appropriate the sum of \$25,000 to aid in bearing the expense of erecting the memorial.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 493, a bill to authorize the Director of the Budget to transfer forty thousand dollars in 1960-1961 surplus East Carolina College operating and maintenance funds to Capital Improvement Funds for the purpose of purchasing science laboratory equipment.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 494, a bill to amend Article 9 of Chapter 136 of the General Statutes to require the recordation of a memorandum of action with the register of deeds and to correct certain errors in said Article.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 934, a bill to provide for payment of attorney's fees incurred by State employees in defending suits arising from activities of such employees in the course and scope of their employment for the State.

Passes its second and third readings and is ordered enrolled.

H. B. 978, a bill to create the Edenton Historic Commission for the purpose of the acquisition, repair and maintenance of historic sites in the town of Edenton in Chowan County.

Passes its second and third readings and is ordered enrolled.

H. B. 980, a bill to amend General Statutes 93-12 relating to the State Board of Certified Public Accountant Examiners.

Passes its second and third readings and is ordered enrolled.

H. R. 982, a joint resolution relating to the proper recognition of the Battle of Aversboro as a significant event in North Carolina history.

Passes its second and third readings and is ordered enrolled.

H. B. 1032, a bill to revise the membership of the Commission on Interstate Cooperation.

Upon motion of Senator Crew, action on the bill is postponed until Monday, June 19, 1961.

H. R. 1237, a joint resolution of the General Assembly of North Carolina concerning certain legislation now pending in the Congress of the United States relating to authorization of the Secretary of Labor to provide programs for recruiting, transporting and distributing agricultural workers in the United States.

Upon motion of Senator Shelton, action on the bill is postponed until Monday, June 19, 1961.

H. R. 1238, a joint resolution requesting that the State Highway Commission name one of the new ferry boats to be placed in service at Oregon Inlet in honor of R. Bruce Etheridge.

Passes its second and third readings and is ordered enrolled.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Friday, June 16, 1961.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on Committee Substitute for H. B. 15, entitled "A bill to amend Article 15 of Chapter 53 of the General Statutes, so as to repeal the North Carolina Small Loans Act, and to adopt a North Carolina Consumer Finance Act", to the end that if a similar report is adopted by the Senate, we will order the bill enrolled.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

Upon motion of Senator Morgan, the Conferees are discharged.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local bills will be considered and adjournment will be until Monday evening at 7:30 o'clock.

ONE HUNDRED TWELFTH DAY

SENATE CHAMBER,
Saturday, June 17, 1961.

The Senate meets pursuant to adjournment, and in the absence of Lieutenant Governor H. Cloyd Philpott and President pro tempore Lunsford Crew, the Principal Clerk S. Ray Byerly calls Senator Currie to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 335, a joint resolution recognizing the Flat Rock Playhouse at Flat Rock, North Carolina, as the State Theater of North Carolina.

H. R. 982, a joint resolution relating to the proper recognition of the Battle of Aversboro as a significant event in North Carolina History.

H. R. 1238, a joint resolution requesting that the State Highway Commission name one of the new ferry boats to be placed in service at Oregon Inlet in honor of R. Bruce Etheridge.

S. R. 449, a joint resolution of the General Assembly of North Carolina concerning the establishment of certain minimum federal benefit and financing standards relating to unemployment insurance for the various States.

S. B. 6, an act to authorize the issuance of \$6,189,000 (amount changed before passage to \$6,216,000) in bonds of the State to provide for capital improvements for State Institutions and Agencies.

S. B. 52, an act to provide a retroactive salary supplement to academic and vocational teachers, principals, and supervisors in certain State child care institutions.

S. B. 146, an act to amend General Statutes 105-296, relating to tax exempt real property.

S. B. 199, an act to amend General Statutes 54-43 so as to include savings and loan associations with other financial institutions with respect to the collection of interest in advance.

S. B. 211, an act to amend Chapter 324, Session Laws of 1955, relating to the fees to be charged by the sheriff and other law enforcement officers of Wake County.

S. B. 230, an act to amend General Statutes 18-39, relating to the location of liquor stores.

S. B. 233, an act to increase the salaries of the Chief Justice and the Associate Justices of the Supreme Court of North Carolina and the Judges of the Superior Court.

S. B. 236, an act to amend Chapter 29 of the General Statutes relating to intestate succession.

S. B. 237, an act to amend Chapter 30 of the General Statutes relating to surviving spouses.

S. B. 238, an act to amend General Statutes 2-42 to provide that clerks of Superior Court shall keep a record of renunciations of intestate property.

S. B. 241, an act amending General Statutes 119-26 relating to the powers of the gasoline and oil inspection board.

S. B. 242, an act to amend General Statutes 58-250.1, relating to notice to the insured as to the effect of misrepresentations and omission of information in application for hospitalization insurance policies and right of such person to return the policy and receive a full refund of premium.

S. B. 245, an act to amend General Statutes 143-52 so as to authorize the director of administration to require affidavits of bidders upon State contracts to the effect that there was no collusion among the bidders.

S. B. 251, an act concerning the formation and operation of mutual trust investment companies under the supervision of the commissioner of banks and investment by corporate fiduciaries of North Carolina in shares of such companies.

S. B. 272, an act to amend General Statutes 105-64(b) and General Statutes 105-64.1(b) so as to exempt non-stock, non-profit charitable recreational corporations, foundations or centers from certain privileged license tax.

S. B. 276, an act to prohibit the State Prison Department from using unguarded male prison labor in State buildings where women are housed or employed or in State buildings where women frequent and use said buildings for business purposes.

S. B. 280, an act to amend General Statutes 108-30.1 relating to liens on real property.

S. B. 300, an act to incorporate and establish the Eastern North Carolina School for the Deaf.

S. B. 312, an act to amend General Statutes 115-11 relating to State administration of federal aid to education.

S. B. 315, an act to establish an endowment fund for the public schools of the State which shall consist of and be maintained by voluntary contributions and to provide for the administration of such fund.

S. B. 319, an act appropriating funds for the maintenance and operation of the Bennett Place State Historic Site.

S. B. 327, an act to amend General Statutes 44-43 so as to provide for perfection of liens by filing claim with the receiver in certain cases.

S. B. 341, an act to amend General Statutes 33-49.1 relating to the transfer of guardianship.

S. B. 342, an act to amend Chapter 1371 of the Session Laws of 1957 relating to the North Carolina Stonewall Jackson Memorial Fund.

S. B. 373, an act to amend Section 20-71.1 of the General Statutes relating to proof of registration as evidence of ownership of a motor vehicle in certain instances.

S. B. 379, an act to authorize the erection of an appropriate memorial upon the lands of the Morrow Mountain State Park honoring the memory of James McKnight Morrow who was largely responsible for the establishment of this Park.

S. B. 385, an act to amend Article 20A of Chapter 153 of the General Statutes by making the same applicable to certain counties.

S. B. 386, an act to amend Article 20B of Chapter 153 of the General Statutes by making the same applicable to certain counties.

S. B. 388, an act to amend the charter of the city of Hendersonville in Henderson County with reference to the power to borrow money and issue bonds and levy taxes for the payment of the principal and interest thereof,

and to repeal Sections 2 to 5, inclusive, of Chapter 100 of the Private Laws of 1927, relating to the city of Hendersonville, and all laws and parts of laws in conflict with the provisions of this Act.

S. B. 394, an act amending Chapter 1212 of the Session Laws of 1959 creating a firemen's pension fund.

S. B. 395, an act to rewrite Article 29A of Chapter 143 of the General Statutes so as to provide for the establishment of the Governor's committee on employment of the handicapped.

S. B. 400, an act to amend General Statutes 160-204 to permit municipal corporations to acquire property for purposes of fire departments and fire stations.

S. B. 406, an act to redefine the corporate limits of the city of Laurinburg, and to provide for the regulation of parks, streets, and subdivisions within one mile of the corporate limits.

S. B. 409, an act to increase the salaries of the several solicitors of the solicitorial districts of the State of North Carolina.

S. B. 413, an act to amend Chapter 534 of the Session Laws of 1961, entitled "An Act to amend Chapter 47 of the General Statutes relating to plats, subdivisions and land surveys and recording of same," ratified May 30, 1961.

S. B. 416, an act to allow the board of commissioners of the city of Albemarle to establish by ordinance a retirement or pension fund for the employees of the city of Albemarle.

S. B. 417, an act to authorize the Secretary of State to cancel the certificate of incorporation of a housing authority previously issued upon petition and resolution of the town council and members of the housing authority where no indebtedness has been incurred or property acquired.

S. B. 421, an act to amend Chapter 131, Article 12 of the General Statutes to permit a hospital authority to change its name.

S. B. 427, an act to amend Section 1-109 of the General Statutes relating to plaintiff's prosecution bond.

S. B. 429, an act amending Chapter 806, Session Laws of 1953, relating to the town of Murphy Electric Power Board and authorizing the board subject to approval of the board of commissioners of the town to borrow money.

S. B. 430, an act to amend General Statutes 128-16 relating to removal of certain persons from office.

S. B. 458, an act to implement Article III, Section 12, of the Constitution of North Carolina, as amended.

S. B. 466, an act to authorize the Director of the Budget to transfer six hundred thousand dollars in 1960-1961 surplus prison department operating and maintenance funds to capital improvements funds for the purpose of constructing a prison hospital.

S. B. 475, an act to appoint a member to the Henderson County Board of Education to fill the vacancy of a member who has resigned.

S. B. 478, an act to provide a deficiency appropriation for the Agricultural and Technical College at Greensboro for the fiscal year 1960-61.

S. B. 502, an act relating to the method of filling vacancies on the Wake County Board of Education.

H. B. 461, an act to license and regulate water well contractors.

H. B. 567, an act to amend Part 2 of Article 3 of the General Statutes relating to the definition of dependent children eligible for public assistance.

H. B. 621, an act appropriating funds to establish a Museum-Visitor Center at the Richmond Temperance and Literary Society Hall and John Charles McNeill Memorial Gardens in Scotland County.

H. B. 689, an act amending Article 20 of Chapter 15 of the General Statutes so as to require the solicitor when praying that a suspended sentence be placed into effect to have served upon the defendant a Bill of particulars setting forth the time, place and manner in which the terms of said sentence are alleged to have been violated.

H. B. 745, an act adding a new Article to Chapter 153 of the General Statutes to authorize counties (singly or jointly with municipalities or other counties) and municipalities (jointly with counties or other municipalities) to acquire, lease, construct, reconstruct, extend, improve, maintain and operate any water system or sanitary sewerage system, within or without the boundaries of any such counties or municipalities, and to establish by mutual agreement joint agencies to exercise the powers conferred by such Article, and amending the County Finance Act to authorize the issuance of bonds by counties for the acquisition, construction, reconstruction, extension and improvement of water systems and sanitary sewerage systems either singly or jointly with other counties or municipalities.

H. B. 779, an act to provide for the compensation of the Treasurer-Tax Collector of Mitchell County.

H. B. 789, an act to prohibit any person from hunting deer with a rifle having a bore larger than twenty-two caliber in Richmond County.

H. B. 869, an act to amend Chapter 113, Section 174.7, General Statutes of North Carolina, to change the license tax on commercial fishing boats.

H. B. 927, an act authorizing the town of Mount Airy in Surry County to pass ordinances authorizing the issuance of bonds for paying the cost of street improvements and of a municipal building notwithstanding any limitation of debt in the Municipal Finance Act or in any other law.

H. B. 930, an act to reward safe drivers by amending Article 25 of Chapter 58 of the General Statutes to equitably regulate automobile liability insurance rates and establish a safe driver reward plan.

H. B. 934, an act to provide for payment of attorney's fees incurred by State Employees in defending suits arising from activities of such employees in the course and scope of their employment for the State.

H. B. 975, an act to exempt the Gastonia Little Theatre, Incorporated, from ad valorem taxation by the county of Gaston and the city of Gastonia.

H. B. 978, an act to create the Edenton Historic Commission for the purpose of the acquisition, repair and maintenance of historic sites in the town of Edenton and Chowan County.

H. B. 980, an act to amend General Statutes 93-12 relating to the State Board of Certified Public Accountant Examiners.

H. B. 991, an act to amend Chapter 212, Session Laws of 1959, relating to elections on the question of levying taxes for industrial development to make the same applicable to Burke County.

H. B. 1010, an act to authorize the qualified voters of the town of Sparta to determine whether alcoholic beverage control stores shall be established

in said town and to prescribe the method of operation and the disposition of the net profits thereof.

H. B. 1043, an act to revise and consolidate the charter of the town of Edenton in Chowan County.

H. B. 1045, an act to incorporate the town of Chadwick Acres, North Carolina in Onslow County.

H. B. 1049, an act authorizing the county of Cumberland to acquire, purchase, construct, improve, enlarge, extend and equip properties relating to grain storage facilities of the county, to lease said properties to public or private interests and to issue revenue bonds therefor.

H. B. 1052, an act authorizing the establishment of Glen Alpine Graded District in Burke County as a recreation district and the levying of a recreation system tax.

H. B. 1073, an act to amend General Statutes 153-152 so as to authorize the Martin County Board of Commissioners to levy a special tax for support of the poor of said county.

H. B. 1074, an act to authorize a tax levy in Martin County for county building and repair purposes.

H. B. 1084, an act to authorize elections on the question of whether or not school districts in one county shall be enlarged by annexing or consolidating school districts or other school areas from adjoining counties and whether or not there shall be levied and collected in the territory to be annexed or consolidated the same special or supplemental tax as is levied and collected in the district or districts in the other county.

H. B. 1089, an act to establish the corporate limits of the town of Creedmoor in Granville County.

H. B. 1120, an act to amend General Statutes 14-129 relating to the taking et cetera of certain wild plants from lands of another in Avery County.

H. B. 1130, an act to revise and consolidate the charter of the town of Louisburg in Franklin County.

H. B. 1136, an act to prevent the taking of deer on the Cape Fear River and its tributaries in Bladen County with the aid of boats.

H. B. 1140, an act to establish and provide for the nomination and selection of the members of the Whiteville City Board of Education.

H. B. 1148, an act to increase the corporate limits of the town of Princeton.

H. B. 1151, an act to authorize and direct the Person County Board of Education to name and appoint three trustees to care for, manage and improve the farm left in trust for the benefit of Cunningham School District under the will of the late Dr. John C. Terrell.

H. B. 1156, an act to amend Chapter 350 of the Session Laws of 1943, relating to the jurisdiction of criminal cases of the recorder's court of Franklin County over cases within original jurisdiction of a justice of the peace.

H. B. 1159, an act to amend Chapter 768, Session Laws of 1957, relating to the fees of constables in Cumberland County.

H. B. 1169, an act to extend the corporate limits of the town of Ayden in Pitt County.

H. B. 1182, an act to amend Chapter 128, Session Laws of 1941, by revoking Section 2 thereof which denied the sheriff of Alamance County the right to name his chief deputy sheriff.

H. B. 1183, an act amending Chapter 674, Session Laws of 1955, so as to remove Alamance County from the list of counties to which the provisions of said Act amending General Statutes 14-414 relating to the sale, possession, and use of explosive caps designed to be fired in toy cap pistols, do not apply.

H. B. 1188, an act to amend General Statutes 105-37.1, relating to amusement license taxes, insofar as the same is applicable to Cabarrus County.

H. B. 1196, an act to fix the same rate of discount for prepayment of municipal taxes as is now fixed for county taxes by Chapter 335, Session Laws of 1945, for municipalities in the county of Bladen.

H. B. 1214, an act relating to the financial support of the law library of Burke County.

H. B. 1230, an act to authorize the town of Murfreesboro to convey all its right, title, interest and estate in certain lands at private sale to the trustees of the Murfreesboro Civic Council.

H. B. 1240, an act to include Haywood County within the provisions of General Statutes 153-9(47), authorizing the appointment of plumbing inspectors.

Upon motion of Senator White, the Senate adjourns to meet Monday evening at 7:30 o'clock.

ONE HUNDRED THIRTEENTH DAY

SENATE CHAMBER,
Monday, June 19, 1961.

The Senate meets pursuant to adjournment and is called to order by President pro tempore Lunsford Crew.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Whitley, the courtesies of the lobby are extended to Mrs. Seth B. Hollowell, wife of Senator Hollowell of Wayne County.

Upon motion of Senator Scott, the courtesies of the floor are extended to former Senator Edwin S. Lanier, the courtesies of the lobby to Mrs. Edwin S. Lanier of Orange County, and Edwin S. Lanier, Jr., is made an honorary page of the Senate.

Upon motion of Senator Roberts, Janis Elam, niece of Senator Roberts of Madison County, is made an honorary page of the Senate.

Upon motion of Senator Scott, the courtesies of the lobby are extended to Mrs. Stewart B. Warren, wife of Senator Warren of Sampson, and George S. Warren, son of Senator and Mrs. Warren, is made an honorary page of the Senate.

Upon motion of Senator Kesler, Scotty Angel of Rowan County is made an honorary page of the Senate.

Upon motion of Senator Shelton, the courtesies of the lobby are extended to Bill Scott of Edgecombe County, son of Senator Scott of Alamance County, and Mrs. Scott.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled and they are duly ratified and sent to the office of the Secretary of State:

S. B. 5, an act to authorize the issuance of \$47,505,000 (amount changed before passage to \$61,665,000) of bonds of the State to provide for capital improvements for State institutions and agencies subject to a vote of the qualified voters of the State.

S. B. 7, an act to make appropriations for capital improvements of State institutions, agencies, and departments.

S. B. 169, an act appropriating funds to establish a museum-visitor center at Aycock Birthplace State Historic Site.

S. B. 200, an act appropriating funds for the further restoration of Historic Bath.

S. B. 210, an act to amend Chapter 132 of the General Statutes to clarify the authority of the State Department of Archives and History to conduct a records management and preservation program.

S. B. 363, an act to amend Section 127-113 of the General Statutes to provide that the issuance of bonds and the levy of a tax for the payment thereof by counties and municipalities for the purposes of Article 13 of Chapter 127 of the General Statutes shall be subject to approval at an election if required by the Constitution or if required pursuant to the provisions of the County Finance Act or the Municipal Finance Act.

S. B. 368, an act to authorize the State Board of Education to conduct an experimental or pilot program in two or more school administrative units based upon merit pay for teachers who excel in their profession and to appropriate funds for the expenses of the program.

S. B. 371, an act to create a North Carolina Health Insurance Advisory Board, and define its organization, duties and responsibilities.

S. B. 425, an act to amend General Statutes 153-9(43) relating to tax levies by counties for certain special purposes so as to make the provisions thereof applicable to Robeson County.

S. B. 426, an act to amend Chapter 559, Public-Local Laws of 1935, relating to the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds, by prohibiting the issuance of bonds in behalf of school districts which have no outstanding bonded indebtedness and have been included within larger school districts subsequently created, and by validating the creation of any such larger school districts.

S. B. 441, an act pertaining to Article 3, Chapter 139 of the General Statutes as the same relates to a water shed improvement program in Clay County.

S. B. 460, an act to amend Section 2 of Chapter 451 of the Session Laws of 1949, and Section 6 of Chapter 171 of the Session Laws of 1955, relating to the election of the board of commissioners of the town of Mooresville.

S. B. 471, an act to authorize the county of Halifax to appropriate funds from non-tax sources for a portion of matching funds to be used for the improvement and development of Halifax County Airport.

S. B. 480, an act to extend the time for the adoption of the 1961-62 Stanly County budget resolution and for turning over the Stanly County tax books to the tax collector.

S. B. 474, an act to fix the fees of the register of deeds of Watauga County for the registration of certain instruments.

S. B. 477, an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Granville County.

H. B. 15, an act to amend Article 15 of Chapter 53 of the General Statutes, so as to repeal the North Carolina Small Loans Act, and to adopt a North Carolina Consumer Finance Act.

H. B. 685, an act to amend Article 51 of Chapter 14 of the General Statutes relating to the protection of athletic contests.

H. B. 709, an act authorizing the towns of LaGrange and Pink Hill to use the Lenoir County loose-leaf registration system for the registration of voters and acceptance of registration application.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator White, for the Committee on Calendar:

H. B. 289, a bill to amend General Statutes 105-144 relating to the determination of gain or loss for income tax purposes, with a favorable report.

H. B. 384, a bill to provide for the establishment of a medical assistance program for the aged in North Carolina, with a favorable report.

H. B. 659, a bill to amend General Statutes 116-53 relating to purposes for which appropriations may be expended for community colleges, with a favorable report.

H. B. 502, a bill to authorize limited compensation to Ralph Wayne Groce of Davie County for injuries received in aiding a State Highway Patrolman in an arrest, with a favorable report.

H. B. 596, a bill to appropriate the sum of \$25,000.00 to Eliada Homes, Incorporated, in Buncombe County, with a favorable report, as amended.

H. B. 967, a bill to authorize the police officers of the town of Whiteville in Columbus County to make arrests within three miles of the corporate limits, with an unfavorable report.

H. B. 553, a bill to establish a public law library for public officials, courts, and others in Carteret County, with a favorable report.

H. B. 1176, a bill authorizing the board of county commissioners of Ashe County to levy a special tax for the construction of a county office building to house the welfare department and other county offices and agencies, with a favorable report.

H. B. 1191, a bill to amend Chapter 9 of the General Statutes relating to the manner of drawing the jury panel in Johnston County, with a favorable report.

H. B. 1059, a bill to abolish the Fair Bluff Municipal Recorder's Court and to exempt Columbus County from the provisions of Article 24, Chapter 7, of the General Statutes, with an unfavorable report.

H. B. 1069, a bill authorizing the town of Shallotte and the town of Ocean Isle to establish an airport commission which commission shall be vested with the power of eminent domain and the power to issue bonds or other securities or obligations for the purpose of providing funds for the acquisition of lands, construction and operation of said airport facility together with all powers as set out in Chapter 63 of the General Statutes of North Carolina, with a favorable report.

H. B. 1071, a bill to amend Chapter 123 of the Public-Local Laws of 1929, relating to an emergency and pension fund for the law enforcement officers of Wake County, so as to include certain State Highway patrolmen, with a favorable report.

H. B. 1077, a bill to amend Chapter 1281, Session Laws of 1957, the same being the charter of the city of New Bern, with a favorable report.

H. B. 1143, a bill to amend the charter of the city of Charlotte by re-writing Section 51 thereof, dealing with permanent improvements, with a favorable report.

H. B. 1144, a bill to amend Chapter 378 of the Session Laws of 1959 relating to vacancies occurring on the Mecklenburg County Board of Education, with a favorable report.

H. B. 1147, a bill relating to the compensation of the judge and prosecuting attorney of the county recorder's court of Columbus County, with a favorable report.

H. B. 1157, a bill to amend Chapter 920, Session Laws of 1951, concerning the compensation of the board of education of Northampton County, with a favorable report.

H. B. 1185, a bill to incorporate the town of Bunnlevel in Harnett County, North Carolina, with a favorable report.

H. B. 1201, a bill to exempt Lincoln County from the provisions of Chapter 1235 of the Session Laws of 1959 relating to the recording of plats, with a favorable report.

H. B. 1202, a bill to fix the compensation of the mayor of the town of Shallotte in Brunswick County, with a favorable report.

H. B. 1203, a bill fixing fees, commissions, and costs to be collected by the clerk of the Superior Court of Ashe County, North Carolina, with a favorable report.

H. B. 1204, a bill to fix the compensation of the chief deputy sheriff of Currituck County, with a favorable report.

H. B. 1211, a bill to authorize the governing body of the town of Weldon in Halifax County to tax as a part of the court costs in all actions and cases heard in mayor's court of said town of Weldon a patrol fee of \$2.00, with a favorable report.

H. B. 1212, a bill to authorize the governing body of the town of Weldon in Halifax County to sell and convey certain property owned by the town of Weldon and known as the "Trash Dump" no longer needed for public use, with a favorable report.

H. B. 1205, a bill to amend General Statutes 153-9 so as to authorize the county commissioners of Currituck County to assist financially the soil conservation services, with a favorable report.

H. B. 1206, a bill to amend Chapter 956 of the 1959 Session Laws to provide authority for special county law enforcement officers in Currituck County to execute civil processes in said county, with a favorable report.

H. B. 1207, a bill to appoint a mayor and members of the town board of commissioners, and to provide for election of officers of the town of Beargrass in Martin County, with a favorable report.

H. B. 1208, a bill relating to local improvements in the city of Wilson, with a favorable report.

H. B. 1215, a bill to create a law enforcement officers relief fund for the peace officers association of Harnett County, with a favorable report.

H. B. 1216, a bill to authorize the county commissioners of Harnett County to appropriate funds to the Harnett County Livestock and Poultry Cooperative, Inc., to be used as a loan for the purpose of educational promotion concerning livestock and poultry, with a favorable report.

H. B. 1218, a bill relating to a referendum upon the question of a special tax levy for Gaston School District in Northampton County, with a favorable report.

H. B. 1184, a bill to provide for an election in the city of Kinston and the Kinston School District on the question of levying an ad valorem tax for the operation of a bus system, with a favorable report, as amended.

H. B. 1219, a bill to amend Chapter 153 of the General Statutes relating to county officials and employees to make the same applicable to Northampton County, with a favorable report.

H. B. 1220, a bill to amend Chapter 307, Session Laws of 1957, relating to salaries of the chairman and members of the board of county commissioners of Northampton County, with a favorable report.

H. B. 1224, a bill to create a law enforcement officers emergency fund for the Lenoir County Peace Officers Benefit Association, with a favorable report.

H. B. 1229, a bill relating to the ad valorem taxation of tobacco in Franklin County, with an unfavorable report.

H. B. 1232, a bill to amend General Statutes 9-4 relating to jurors in Mecklenburg County, with a favorable report.

H. B. 1234, a bill to allow travel allowance to the chairman and members of the board of county commissioners of Montgomery County, with a favorable report.

H. B. 1249, a bill to confine and limit the territorial jurisdiction of the Fair Bluff Municipal Recorder's Court to Fair Bluff Township in Columbus County, with a favorable report.

H. R. 1250, a joint resolution honoring the life and memory of Claude L. Love, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Morgan: S. R. 504, a joint resolution honoring the memory of Dr. J. S. Dorton, long-time organizer and director of the North Carolina State Fair and other fairs in the State of North Carolina.

Upon motion of Senator Morgan, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senators Winslow and Aydlett: S. B. 505, a bill to appropriate the sum of \$20,000.00 to the Department of Archives and History to be used for the acquisition of the home and grounds of Governor David Stone, in Bertie County.

Referred to Committee on Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 340, a bill to establish a uniform code of safety for the handling of liquefied petroleum gases, for concurrence in the House amendment.

Upon motion of Senator Thomas of Union, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 181, a bill to appropriate funds for the development of the President James K. Polk Birthplace.

Referred to Committee on Calendar.

H. B. 202, a bill to appropriate to the Department of Insurance sufficient funds with which to employ a rescue squad instructor.

Referred to Committee on Calendar.

H. B. 313, a bill to appropriate funds for the development of Bentonville Battleground State Historic Site.

Referred to Committee on Calendar.

H. R. 335, a joint resolution commending the members of the Commission to Study the Cause and Control of Cancer in North Carolina together with the North Carolina Division of the American Cancer Society, the Medical Society of North Carolina and the State Board of Health, and providing for the continuance of this Commission during the next biennium.

Referred to Committee on Calendar.

H. B. 473, a bill appropriating funds for the development of the birthplace of President Andrew Jackson.

Referred to Committee on Calendar.

H. B. 511, a bill to afford tax relief for individuals constructing family fallout shelters.

Referred to Committee on Calendar.

H. B. 660, a bill to provide for sales tax exemptions for small businesses personally owned and individually operated by blind merchants not operating under the supervision of the Commission for the Blind.

Referred to Committee on Calendar.

H. B. 711, a bill to amend Section 3, Article V, and Section 5, Article V, of the Constitution of North Carolina relative to the power of the General Assembly to exempt and to classify property for ad valorem tax purposes.

Referred to Committee on Calendar.

H. B. 714, a bill to authorize the employment of one hundred additional State Highway Patrolmen and to appropriate funds therefor.

Referred to Committee on Calendar.

H. B. 751, a bill to appropriate funds to provide for the preservation, maintenance and operation of the Cupola House and the Penelope Barker House in Chowan County.

Referred to Committee on Calendar.

H. B. 813, a bill appropriating to the Moore's Creek Battleground Association the sum of five hundred dollars for each year of the biennium for the celebration of the Battle of Moore's Creek Bridge.

Referred to Committee on Calendar.

H. B. 828, a bill to exempt from the sales tax sales to ocean-going vessels.

Referred to Committee on Calendar.

H. B. 843, a bill to amend General Statutes 20-38(bb) with regard to the definition of special mobile equipment for vehicle registration purposes.

Upon motion of Senator Morgan, the bill is placed upon the Calendar.

H. B. 848, a bill to promote the development of community alcoholism programs.

Referred to Committee on Calendar.

H. B. 849, a bill to amend Chapter 47 of the General Statutes so as to provide for the filing of memoranda of leases and options for registration.

Referred to Committee on Calendar.

H. B. 925, a bill to fix the compensation of employees of the General Assembly.

Referred to Committee on Calendar.

H. B. 926, a bill relative to the compensation of the sub-officers of the General Assembly.

Referred to Committee on Calendar.

H. B. 983, a bill appropriating to Boys Home of North Carolina, Inc., of Lake Waccamaw, North Carolina, the sum of \$87,000.00.

Referred to Committee on Calendar.

H. B. 992, a bill amending Section 159-42 of the General Statutes relating to the scope of the Local Government Act.

Referred to Committee on Calendar.

H. B. 1011, a bill to amend General Statutes 143-129 so as to require sealed competitive bids.

Referred to Committee on Calendar.

H. B. 1014, a bill for the relief of Charles B. Goodman.

Referred to Committee on Calendar.

H. B. 1026, a bill to amend Section 28 of Article II of the Constitution of North Carolina to provide for compensation of the members of the General Assembly.

Referred to Committee on Calendar.

H. B. 1027, a bill to establish an advisory commission for the State Museum of Natural History.

Referred to Committee on Calendar.

H. B. 1028, a bill amending Chapter 104C of the General Statutes, relating to atomic energy, radioactivity and ionizing radiation.

Referred to Committee on Calendar.

H. B. 1030, a bill to amend Article 1, Chapter 143, of the General Statutes of North Carolina relating to the Executive Budget Act.

Referred to Committee on Calendar.

H. B. 1040, a bill to amend General Statutes 113-104 relating to hunting with bow and arrow.

Referred to Committee on Calendar.

H. B. 1042, a bill to furnish the chairman of the State Board of Education with a secretary and to appropriate funds for the compensation of said secretary.

Referred to Committee on Calendar.

H. B. 1054, a bill to amend General Statutes 1-539.7 pertaining to appeals from courts of justices of the peace.

Referred to Committee on Calendar.

H. B. 1056, a bill to amend the General Statutes relating to the termination of probation, arrest, and subsequent disposition.

Referred to Committee on Calendar.

H. B. 1057, a bill to amend General Statutes 122-50 relating to records of allegedly mentally disordered persons.

Referred to Committee on Calendar.

H. B. 1062, a bill to amend Article 11 of Chapter 54 of the General Statutes, relating to the powers of credit unions.

Referred to Committee on Calendar.

H. B. 1082, a bill to prohibit the simulation of summonses, warrants, writs or other court process in connection with the collection of any claim, demand or account.

Referred to Committee on Calendar.

H. B. 1085, a bill to amend Chapter 113 of the General Statutes relating to commercial fisheries by clarifying the provisions of existing laws, regulating the establishment of taking of shrimp and oysters for personal use and authorizing the director to suspend licenses upon conviction of violations.

Referred to Committee on Calendar.

H. B. 1086, a bill to expand the salt marsh mosquito control program by drainage and diking marsh lands.

Referred to Committee on Calendar.

H. B. 1091, a bill to amend General Statutes 1-105 relating to service of process upon nonresident drivers of motor vehicles.

Referred to Committee on Calendar.

H. B. 1094, a bill to authorize the governing boards of certain State educational institutions to register and regulate motor vehicles maintained and operated by students therein on the campuses thereof.

Referred to Committee on Calendar.

H. B. 1102, a bill to provide a penalty for the transmittal of obscenity into the State of North Carolina.

Referred to Committee on Calendar.

H. B. 1118, a bill to amend General Statutes 143 known as the Executive Budget Act in order to clarify the authority of the State to operate a central payroll unit and make deposits and disbursements necessary to such operation.

Referred to Committee on Calendar.

H. B. 1119, a bill amending General Statutes 14-250 relating to the marking of publicly owned vehicles.

Referred to Committee on Calendar.

H. B. 1121, a bill to establish a law library for the public officials and courts in Brunswick County, and to provide for equipping and furnishing the courtroom in the Brunswick County Courthouse.

Referred to Committee on Calendar.

H. R. 1122, a joint resolution creating a commission to study the impact of state sovereignty upon financing of local governmental services and functions in North Carolina.

Referred to Committee on Calendar.

H. R. 1124, a joint resolution memorializing the Congress of the United States, the members of the Congress from the State of North Carolina and the Secretary of Commerce to enact suitable legislation to regulate correspondence schools and their solicitors as to their activities in the several States.

Referred to Committee on Calendar.

H. B. 1125, a bill relating to the disposal of dead and diseased poultry at commercial poultry farms.

Referred to Committee on Calendar.

H. B. 1128, a bill to amend Chapter 156 of the General Statutes, as amended, relating to drainage districts, for the purpose of substituting the words "Department of Water Resources" in place of the words "Board of Conservation and Development."

Referred to Committee on Calendar.

H. B. 1131, a bill to provide for the allocation of county-wide outlay funds for an industrial education center.

Referred to Committee on Calendar.

H. B. 1153, a bill making it unlawful to possess certain athletic contest handicap tickets or sheets which could be used for gambling purposes.

Referred to Committee on Calendar.

H. B. 1154, a bill making it unlawful to transmit by telephone, telegraph or electronic means certain information or estimates as to athletic contests which could be used for gambling purposes.

Referred to Committee on Calendar.

H. B. 1146, a bill to amend General Statutes 97-7 to clarify the status of governmental units acting as self-insurers under the Workmen's Compensation Act of North Carolina.

Referred to Committee on Calendar.

H. R. 1149, a joint resolution creating a commission to study the tax structure of the State with respect to any inequities therein and with

particular reference to the sales and use tax and license tax schedules and the tax structure as relates to cooperatives.

Referred to Committee on Calendar.

H. B. 1160, a bill to amend Chapter 20 of the General Statutes relating to violations of certain Sections.

Referred to Committee on Calendar.

H. B. 1161, a bill to amend General Statutes 105-116 and General Statutes 105-120 to increase the amount distributed to municipalities thereunder.

Referred to Committee on Calendar.

H. B. 1162, a bill to require the county commissioners of Chatham County to turn into the general fund all taxes collected for the year 1959 and all prior years.

Referred to Committee on Calendar.

H. B. 1164, a bill to repay the city of Charlotte, North Carolina, funds advanced by the city of Charlotte under an agreement entered into by the North Carolina Armory Commission and the city of Charlotte on June 23, 1954.

Referred to Committee on Calendar.

H. B. 1165, a bill to amend H. B. 827, ratified June 6, 1961, and to be codified as Chapter 661 of the 1961 Session Laws relating to service of process upon nonresident operators of watercraft.

Referred to Committee on Calendar.

H. B. 1166, a bill to amend General Statutes 105-85 to limit laundry license taxes levied by cities and towns.

Referred to Committee on Calendar.

H. B. 1168, a bill to provide for a curator to work in the State Museum of Natural History and the Wade Hampton Museum.

Referred to Committee on Calendar.

H. B. 1221, a bill to amend Chapter 153 of the General Statutes of North Carolina relating to the investment of county funds of Cumberland County.

Referred to Committee on Calendar.

H. B. 1222, a bill to authorize the enactment of an ordinance regulating the subdivision of land within the city of Fayetteville and one mile thereof and other purposes.

Referred to Committee on Calendar.

H. B. 1226, a bill to amend Article 5 of Chapter 105 of the General Statutes by repealing the tax on wholesale sales.

Referred to Committee on Calendar.

H. B. 1242, a bill to appropriate funds as a grant-in-aid for Pineland College-Edwards Military Institute at Salemburg in Sampson County.

Referred to Committee on Calendar.

H. B. 1243, a bill to amend General Statutes 160-181.2 relating to municipal zoning authority.

Referred to Committee on Calendar.

H. B. 1248, a bill relating to the office of treasurer of Greene County.

Referred to Committee on Calendar.

H. B. 1251, a bill to amend H. B. 985, ratified June 15, 1961, relating to the municipal court of the city of High Point.

Referred to Committee on Calendar.

H. B. 1252, a bill to amend H. B. 461, ratified June 17, 1961, relating to licensing and regulating water well diggers.

Referred to Committee on Calendar.

H. B. 1253, a bill to authorize the Transylvania County Board of Education to convey the abandoned Little River School property, or any part thereof, to the Little River Community Development Association.

Upon motion of Senator Clayton, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 1256, a bill to authorize the city council of the city of Henderson to lease certain property privately or after public advertisement.

Referred to Committee on Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 858, a bill relating to license taxes of itinerant salesmen and peddlers in Wayne County, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, McGeachy, Midgett, MacLean, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winslow—44.

The bill is ordered enrolled.

H. B. 1005, a bill concerning a special election to authorize a development tax and a development commission for Madison County, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, McGeachy, Midgett, MacLean, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winslow—44.

The bill is ordered enrolled.

H. B. 1141, a bill to extend the corporate limits of the town of Weldon, subject to a referendum election, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, McGeachy, Midgett, MacLean, Morgan, Rhyne, Roberts, Royall,

Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winslow—44.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1180, a bill to amend Chapter 206 of the Session Laws of 1961 relating to the establishment and operation of a county library in Wake County and the authorization to establish library branches within incorporated cities of Wake County, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, McGeachy, Midgett, MacLean, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winslow—44.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1192, a bill amending and rewriting the charter of the city of Wilmington, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, McGeachy, Midgett, MacLean, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winslow—44.

The bill is ordered enrolled.

H. B. 1195, a bill to authorize the board of county commissioners of Yadkin County and the governing body of the town of Yadkinville to provide for the maintenance of a county library in Yadkin County, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, McGeachy, Midgett, MacLean, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winslow—44.

The bill is ordered enrolled.

H. B. 553, a bill to establish a public law library for public officials, courts, and others in Carteret County, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, McGeachy, Midgett, MacLean, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winslow—45.

H. B. 1069, a bill authorizing the town of Shallotte and the town of Ocean Isle to establish an airport commission which commission shall be vested with the power of eminent domain and the power to issue bonds or other securities or obligations for the purpose of providing funds for the acquisition of lands, construction and operation of said airport facility together with all powers as set out in Chapter 63 of the General Statutes of North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, McGeachy, Midgett, MacLean, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winslow—45.

H. B. 1077, a bill to amend Chapter 1281, Session Laws of 1957, the same being the charter of the city of New Bern, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, McGeachy, Midgett, MacLean, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winslow—45.

H. B. 1176, a bill authorizing the board of county commissioners of Ashe County to levy a special tax for the construction of a county office building to house the welfare department and other county offices and agencies, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, McGeachy, Midgett, MacLean, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winslow—45.

H. B. 1184, a bill to provide for an election in the city of Kinston and the Kinston School District on the question of levying an ad valorem tax for the operation of a bus system, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, McGeachy, Midgett, MacLean, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winslow—45.

H. B. 1218, a bill relating to a referendum upon the question of a special tax levy for Gaston School District in Northampton County, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, McGeachy, Midgett, MacLean, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winslow—45.

H. B. 502, a bill to authorize limited compensation to Ralph Wayne Groce of Davie County for injuries received in aiding a State highway patrolman in an arrest.

Passes its second and third readings and is ordered enrolled.

H. B. 596, a bill to appropriate the sum of \$25,000.00 to Eliada Homes, Incorporated, in Buncombe County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1143, a bill to amend the charter of the city of Charlotte by re-writing Section 51 thereof, dealing with permanent improvements.

Passes its second and third readings and is ordered enrolled.

H. B. 1144, a bill to amend Chapter 378 of the Session Laws of 1959 relating to vacancies occurring on the Mecklenburg County Board of Education.

Passes its second and third readings and is ordered enrolled.

H. B. 125, a bill relating to the taxing of certain agricultural products in Lenoir County.

The amendment offered by the Committee is adopted.

Senator Hoyle wishes to be recorded as voting "No" on this bill.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 966, a bill to repeal Chapter 420 of the Public Laws of 1923, and Chapter 275 of the Public Laws of 1931, and other provisions of the Public Laws and Session Laws of North Carolina pertaining to constables of Asheville Township.

Passes its second and third readings and is ordered enrolled.

H. B. 1111, a bill to authorize the exemption from taxation of certain personal property stored in Nash County and Edgecombe County for shipment to foreign countries.

Senator Hoyle wishes to be recorded as voting "No" on this bill.

Passes its second and third readings and is ordered enrolled.

H. B. 1147, a bill relating to the compensation of the judge and prosecuting attorney of the county recorder's court of Columbus County.

Passes its second and third readings and is ordered enrolled.

H. B. 1157, a bill to amend Chapter 920, Session Laws of 1951, concerning the compensation of the board of education of Northampton County.

Passes its second and third readings and is ordered enrolled.

H. B. 1191, a bill to amend Chapter 9 of the General Statutes relating to the manner of drawing the jury panel in Johnston County.

Passes its second and third readings and is ordered enrolled.

H. B. 1201, a bill to exempt Lincoln County from the provisions of Chapter 1235 of the Session Laws of 1959 relating to the recording of plats.

Passes its second and third readings and is ordered enrolled.

H. B. 1202, a bill to fix the compensation of the mayor of the town of Shallotte in Brunswick County.

Passes its second and third readings and is ordered enrolled.

H. B. 1203, a bill fixing fees, commissions and costs to be collected by the clerk of the Superior Court of Ashe County, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 1204, a bill to fix the compensation of the chief deputy sheriff of Currituck County.

Passes its second and third readings and is ordered enrolled.

H. B. 1205, a bill to amend General Statutes 153-9 so as to authorize the county commissioners of Currituck County to assist financially the soil conservation services.

Passes its second and third readings and is ordered enrolled.

H. B. 1206, a bill to amend Chapter 956 of the 1959 Session Laws to provide authority for special county law enforcement officers in Currituck County to execute civil processes in said county.

Passes its second and third readings and is ordered enrolled.

H. B. 1207, a bill to appoint a mayor and members of the town board of commissioners, and to provide for election of officers of the town of Beargrass in Martin County.

Passes its second and third readings and is ordered enrolled.

H. B. 1208, a bill relating to local improvements in the city of Wilson.

Passes its second and third readings and is ordered enrolled.

H. B. 1211, a bill to authorize the governing body of the town of Weldon in Halifax County to tax as a part of the court costs in all actions and cases heard in mayor's court of said town of Weldon a patrol fee of \$2.00.

Passes its second and third readings and is ordered enrolled.

H. B. 1212, a bill to authorize the governing body of the town of Weldon in Halifax County to sell and convey certain property owned by the town of Weldon and known as "The Trash Dump" no longer needed for public use.

Passes its second and third readings and is ordered enrolled.

H. B. 1215, a bill to create a law enforcement officers' relief fund for the peace officers' association of Harnett County.

Passes its second and third readings and is ordered enrolled.

H. B. 1216, a bill to authorize the county commissioners of Harnett County to appropriate funds to the Harnett County Livestock and Poultry Cooperative, Incorporated, to be used as a loan for the purpose of educational promotion concerning livestock and poultry.

Passes its second and third readings and is ordered enrolled.

H. B. 1219, a bill to amend Chapter 153 of the General Statutes relating to county officials and employees to make the same applicable to Northampton County.

Passes its second and third readings and is ordered enrolled.

H. B. 1220, a bill to amend Chapter 307, Session Laws of 1957, relating to salaries of the chairman and members of the board of county commissioners of Northampton County.

Passes its second and third readings and is ordered enrolled.

H. B. 1224, a bill to create a law enforcement officers' emergency fund for the Lenoir County Peace Officers' Benefit Association.

Passes its second and third readings and is ordered enrolled.

H. B. 1232, a bill to amend General Statutes 9-4 relating to jurors in Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

H. B. 1234, a bill to allow travel allowance to the chairman and members of the board of county commissioners of Montgomery County.

Passes its second and third readings and is ordered enrolled.

H. B. 1249, a bill to confine and limit the territorial jurisdiction of the Fair Bluff Municipal Recorder's Court to Fair Bluff Township in Columbus County.

Passes its second and third readings and is ordered enrolled.

H. B. 977, a bill to amend Chapter 212 of the Session Laws of 1959 relating to the authority of certain counties of the State to call elections on the question of levying taxes for industrial development purposes, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, McGeachy, Midgett, MacLean, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winslow—45.

The bill is ordered enrolled.

H. B. 1152, a bill to amend General Statutes 105-74 and General Statutes 105-85 relating to State license taxes on pressing clubs, dry cleaning plants, hat blockers and laundries, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Johnson, Jordan, Kesler, McGeachy, Midgett, MacLean, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winslow—45.

The bill is ordered enrolled.

H. B. 785, a bill to require county and city boards of education to defend in good faith tort claims in excess of \$1,000.00 based on alleged negligence of drivers of public school buses, and to make the Tort Claim Act applicable to school transportation service vehicles.

The bill passes its third reading and is ordered enrolled.

S. B. 483, a bill to amend General Statutes 163-113 relating to agreements for rotation of candidates of Senatorial districts of more than one county.

The substitute bill offered by the Committee is adopted.

The bill passes its second reading.

Upon objection of Senator King to its third reading, the bill remains upon the Calendar.

S. R. 496, a joint resolution providing for the creation of a senatorial redistricting study commission.

Senator Stone offers an amendment which is adopted.

Senator Rutledge offers an amendment which is adopted.

The resolution, as amended, fails to pass its second reading.

Senator Eagles moves that the vote by which the resolution failed to pass its second reading be reconsidered, and that that motion do lie upon the Table.

The motion prevails.

S. B. 501, a bill to make an appropriation to provide for salaried employees of the Supreme Court the same percentage salary increase granted to State employees subject to the Personnel Act.

Upon motion of Senator White, action on the bill is postponed until Tuesday, June 20, 1961.

H. B. 746, a bill to authorize the recovery of civil damages due to the malicious or wilful destruction of property by minors.

The bill passes its second reading.

Upon objection of Senator King to its third reading, the bill remains upon the Calendar.

H. B. 1032, a bill to revise the membership of the Commission on Interstate Cooperation.

Senator Hoyle offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. R. 1237, a joint resolution of the General Assembly of North Carolina concerning certain legislation now pending in the Congress of the United States relating to authorization of the Secretary of Labor to provide programs for recruiting, transporting and distributing agricultural workers in the United States.

The resolution fails to pass its second reading.

H. R. 1245, a joint resolution honoring the memory of the late Dr. Hugh Hammon Bennett, native of Anson County, North Carolina.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Jordan, the Senate adjourns to meet tomorrow morning at 10:30 o'clock.

ONE HUNDRED FOURTEENTH DAY

SENATE CHAMBER,
Tuesday, June 20, 1961.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore Lunsford Crew.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Gentry, the courtesies of the lobby are extended to Mrs. Frank Banzet, wife of Senator Banzet of Warren County.

Upon motion of Senator Shelton, Carolyn White of Edgecombe County is made an honorary page of the Senate.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 182, an act to regulate the hunting and taking of amphibians in North Carolina.

H. B. 966, an act to repeal Chapter 420 of Public-Local Laws of 1923, Chapter 275 of Public-Local Laws of 1931, and other provisions of the Public-Local Laws and Session Laws of North Carolina pertaining to constables of Asheville Township.

H. B. 977, an act to amend Chapter 212 of the Session Laws of 1959 relating to the authority of certain counties of the State to call elections on the question of levying taxes for industrial development purposes.

H. B. 1111, an act to authorize the exemption from taxation of certain personal property stored in Nash County and Edgecombe County for shipment to foreign countries.

H. B. 1192, an act amending and rewriting the charter of the city of Wilmington.

H. B. 1195, an act to authorize the board of county commissioners of Yadkin County and the governing body of the town of Yadkinville to provide for the maintenance of a county library in Yadkin County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator White, for the Committee on Calendar:

H. B. 181, a bill to appropriate funds for the development of the President James K. Polk Birthplace, with a favorable report.

H. B. 313, a bill to appropriate funds for the development of Bentonville Battleground State Historic Site, with a favorable report.

H. B. 473, a bill appropriating funds for the development of the birthplace of President Andrew Jackson, with a favorable report.

H. B. 202, a bill to appropriate to the Department of Insurance sufficient funds with which to employ a rescue squad instructor, with a favorable report.

H. R. 335, a joint resolution commending the members of the Commission to Study the Cause and Control of Cancer in North Carolina together with the North Carolina Division of the American Cancer Society, the Medical Society of North Carolina and the State Board of Health, and providing for the continuance of this Commission during the next biennium, with a favorable report, as amended.

H. R. 1122, a joint resolution creating a commission to study the impact of State sovereignty upon financing of local governmental services and functions in North Carolina, with a favorable report.

H. B. 654, a bill to amend Article 40, Chapter 15 of the General Statutes relating to suspension of sentence and probation, with an unfavorable report.

H. B. 711, a bill to amend Section 3, Article V, and Section 5, Article V, of the Constitution of North Carolina relative to the power of the General Assembly to exempt and to classify property for ad valorem tax purposes, with a favorable report.

H. B. 714, a bill to authorize the employment of one hundred additional State Highway Patrolmen and to appropriate funds therefor, with a favorable report.

H. B. 849, a bill to amend Chapter 47 of the General Statutes so as to provide for the filing of memoranda of leases and options for registration, with an unfavorable report.

H. B. 992, a bill amending Section 159-42 of the General Statutes relating to the scope of the Local Government Act, with a favorable report.

H. B. 1056, a bill to amend the General Statutes relating to the termination of probation, arrest, and subsequent disposition, with a favorable report.

H. B. 828, a bill to exempt from the sales tax sales to ocean-going vessels, with a favorable report.

H. B. 1026, a bill to amend Section 28 of Article II of the Constitution of North Carolina to provide for compensation of the members of the General Assembly, with an unfavorable report.

H. B. 1027, a bill to establish an Advisory Commission for the State Museum of Natural History, with a favorable report.

H. B. 1042, a bill to furnish the chairman of the State Board of Education with a secretary and to appropriate funds for the compensation of said secretary, with a favorable report.

H. B. 1054, a bill to amend General Statutes 1-539.7 pertaining to appeals from courts of justices of the peace, with a favorable report.

H. B. 1085, a bill to amend Chapter 113 of the General Statutes relating to commercial fisheries by clarifying the provisions of existing laws, regulating the establishment of taking of shrimp and oysters for personal use and authorizing the director to suspend licenses upon conviction of violations, with a favorable report.

H. B. 1057, a bill to amend General Statutes 122-50 relating to records of allegedly mentally disordered persons, with a favorable report.

H. B. 1125, a bill relating to the disposal of dead and diseased poultry at commercial poultry farms, with a favorable report, as amended.

H. B. 1161, a bill to amend General Statutes 105-116 and General Statutes 105-120 to increase the amount distributed to municipalities thereunder, with an unfavorable report.

H. B. 1091, a bill to amend General Statutes 1-105 relating to service of process upon nonresident drivers of motor vehicles, with a favorable report.

H. B. 1102, a bill to provide a penalty for the transmittal of obscenity into the State of North Carolina, with a favorable report.

H. B. 1146, a bill to amend General Statutes 97-7 to clarify the status of governmental units acting as self-insurers under the Workmen's Compensation Act of North Carolina, with a favorable report.

H. B. 1164, a bill to repay the city of Charlotte, North Carolina, funds advanced by the city of Charlotte under an agreement entered into by the North Carolina Armory Commission and the city of Charlotte on June 23, 1954, with a favorable report.

H. B. 1165, a bill to amend H. B. 827, ratified June 6, 1961, and to be codified as Chapter 661 of the 1961 Session Laws relating to service of process upon nonresident operators of watercraft, with a favorable report.

H. B. 1168, a bill to provide for a curator to work in the State Museum of Natural History and the Wade Hampton Museum, with a favorable report.

H. B. 1226, a bill to amend Article 5 of Chapter 105 of the General Statutes by repealing the tax on wholesale sales, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jordan: S. B. 506, a bill to amend Article 5 of Chapter 195 of the General Statutes to provide a retail sales tax exemption for independent newspaper peddlers.

Referred to Committee on Calendar.

By Senator Hamilton: S. B. 507, a bill to approve, ratify, and confirm Carteret County Hospital bond election of November, 1960, and all official proceedings by the county commissioners growing out of or resulting from said election.

Upon motion of Senator Hamilton, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 553, a bill to establish a public law library for public officials, courts, and others in Carteret County, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Kesler, King, McGeachy, Midgett, MacLean, Morgan, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, White, Whitley, Whitmire, Winkler, Winslow—46.

The bill is ordered enrolled.

H. B. 1069, a bill authorizing the town of Shallotte and the town of Ocean Isle to establish an airport commission which commission shall be vested with the power of eminent domain and the power to issue bonds or other securities or obligations for the purpose of providing funds for the acquisition of lands, construction and operation of said airport facility together with all powers as set out in Chapter 63 of the General Statutes of North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Kesler, King, McGeachy, Midgett, MacLean, Morgan, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, White, Whitley, Whitmire, Winkler, Winslow—46.

The bill is ordered enrolled.

H. B. 1077, a bill to amend Chapter 1281, Session Laws of 1957, the same being the charter of the city of New Bern, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Kesler, King, McGeachy, Midgett, MacLean, Morgan,

Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, White, Whitley, Whitmire, Winkler, Winslow—46.

The bill is ordered enrolled.

H. B. 1184, a bill to provide for an election in the city of Kinston and the Kinston School District on the question of levying an ad valorem tax for the operation of a bus system, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Kesler, King, McGeachy, Midgett, MacLean, Morgan, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, White, Whitley, Whitmire, Winkler, Winslow—46.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1218, a bill relating to a referendum upon the question of a special tax levy for Gaston School District in Northampton County, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Kesler, King, McGeachy, Midgett, MacLean, Morgan, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, White, Whitley, Whitmire, Winkler, Winslow—46.

The bill is ordered enrolled.

H. B. 1071, a bill to amend Chapter 123 of the Public-Local Laws of 1929, relating to an emergency and pension fund for the law enforcement officers of Wake County, so as to include certain State highway patrolmen.

Passes its second and third readings and is ordered enrolled.

H. B. 1185, a bill to incorporate the town of Bunnlevel in Harnett County, North Carolina.

Senator Thomas of Hoke wishes to be recorded as voting "No" on this bill.

Passes its second and third readings and is ordered enrolled.

H. B. 384, a bill to provide for the establishment of a medical assistance program for the aged in North Carolina.

Upon motion of Senator White, the bill is re-referred to the Committee on Calendar.

H. B. 843, a bill to amend General Statutes 20-38(bb) with regard to the definition of special mobile equipment for vehicle registration purposes, upon second reading.

The bill passes its second reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, MacLean, Midgett, Morgan, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—48.

S. B. 483, a bill to amend General Statutes 163-113 relating to agreements for rotation of candidates of Senatorial districts of more than one county.

Senator King offers an amendment which is adopted.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, without engrossment.

H. B. 746, a bill to authorize the recovery of civil damages due to the malicious or wilful destruction of property by minors.

Senator Eubank offers an amendment which is adopted.

Senator King offers an amendment which fails of adoption.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 501, a bill to make an appropriation to provide for salaried employees of the Supreme Court the same percentage salary increase granted to State employees subject to the Personnel Act.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 289, a bill to amend General Statutes 105-144 relating to the determination of gain or loss for income tax purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 659, a bill to amend General Statutes 116-53 relating to purposes for which appropriations may be expended for community colleges.

Passes its second and third readings and is ordered enrolled.

H. R. 1250, a joint resolution honoring the life and memory of Claude L. Love.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan, the Senate recesses to meet this afternoon at 2:30 o'clock.

AFTERNOON SESSION

SENATE CHAMBER,
Tuesday, June 20, 1961.

The Senate meets pursuant to recess, and is called to order by President pro tempore Lunsford Crew.

Upon motion of Senator Scott, H. B. 899, a bill to rewrite Article 31, Chapter 115, North Carolina General Statutes relating to licensing private business, trade and correspondence schools, is taken from the unfavorable Calendar and re-referred to the Committee on Calendar.

Upon motion of Senator Hancock, H. B. 1152, a bill to amend General Statutes 105-74 and General Statutes 105-85, relating to State license taxes on pressing clubs, dry cleaning plants, hat blockers and laundries, is recalled from the Enrolling Office for further consideration by the Senate.

Upon motion of Senator Hancock, the vote by which the bill passes its third reading is reconsidered and upon his motion the bill is postponed indefinitely.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator White, for the Committee on Calendar:

S. B. 505, a bill to appropriate the sum of \$20,000.00 to the Department of Archives and History to be used for the acquisition of the home and grounds of Governor David Stone, in Bertie County, with an unfavorable report.

S. B. 506, a bill to amend Article 5 of Chapter 105 of the General Statutes to provide a retail sales tax exemption for independent newspaper peddlers, with a favorable report.

H. B. 384, a bill to provide for the establishment of a medical assistance program for the aged in North Carolina, with a favorable report.

H. B. 511, a bill to afford tax relief for individuals constructing family fallout shelters, with an unfavorable report.

H. B. 660, a bill to provide for sales tax exemptions for small businesses personally owned and individually operated by blind merchants not operating under the supervision of the Commission for the Blind, with an unfavorable report.

H. B. 751, a bill to appropriate funds to provide for the preservation, maintenance and operation of the Cupola House and the Penelope Barker House in Chowan County, with a favorable report.

H. B. 848, a bill to promote the development of community alcoholism programs, with an unfavorable report.

H. B. 1014, a bill for the relief of Charles B. Goodman, with a favorable report.

H. B. 1028, a bill amending Chapter 104C of the General Statutes, relating to atomic energy, radioactivity and ionizing radiation, with a favorable report.

H. B. 925, a bill to fix the compensation of employees of the General Assembly, with a favorable report.

H. B. 926, a bill relative to the compensation of the sub-officers of the General Assembly, with a favorable report, as amended.

H. B. 1011, a bill to amend General Statutes 143-129 so as to require sealed competitive bids, with an unfavorable report.

H. B. 1030, a bill to amend Article 1, Chapter 143, of the General Statutes of North Carolina relating to the Executive Budget Act, with a favorable report.

H. B. 1118, a bill to amend General Statutes 143 known as the Executive Budget Act in order to clarify the authority of the State to operate a Central Payroll Unit and make deposits and disbursements necessary to such operation, with a favorable report.

H. B. 1040, a bill to amend General Statutes 113-104 relating to hunting with bow and arrow, with a favorable report.

H. B. 1062, a bill to amend Article 11 of Chapter 54 of the General Statutes, relating to the powers of credit unions, with a favorable report.

H. B. 1082, a bill to prohibit the simulation of summonses, warrants, writs or other court process in connection with the collection of any claim, demand or account, with a favorable report.

H. B. 1086, a bill to expand the salt marsh mosquito control program by drainage and diking marsh lands, with a favorable report.

H. B. 1094, a bill to authorize the governing boards of certain State Educational Institutions to register and regulate motor vehicles maintained and operated by students therein on the campuses thereof, with a favorable report.

H. B. 1119, a bill amending General Statutes 14-250 relating to the marking of publicly owned vehicles, with a favorable report.

H. B. 1121, a bill to establish a law library for the public officials and courts in Brunswick County, and to provide for equipping and furnishing the courtroom in the Brunswick County Courthouse, with a favorable report.

H. B. 1217, a bill to increase the civil jurisdiction of the Harnett County Recorder's Court; to provide for appeals to Superior Court, with a favorable report, as amended.

H. B. 1221, a bill to amend Chapter 153 of the General Statutes of North Carolina relating to the investment of county funds of Cumberland County, with an unfavorable report.

H. B. 1153, a bill making it unlawful to possess certain athletic contest handicap tickets or sheets which could be used for gambling purposes, with an unfavorable report.

H. B. 1154, a bill making it unlawful to transmit by telephone, telegraph or electronic means certain information of estimates as to athletic contests which could be used for gambling purposes, with an unfavorable report.

H. B. 1222, a bill to authorize the enactment of an ordinance regulating the subdivision of land within the city of Fayetteville and one mile thereof and other purposes, with a favorable report.

H. B. 1241, a bill to increase the length of the term of office of the judge of the Domestic Relations Court of Guilford County from two to four years, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Morgan: S. R. 508, a joint resolution designating the State Fair Arena at the State Fair Grounds in Wake County, North Carolina, as the J. S. Dorton Arena.

Upon motion of Senator Morgan, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Hancock: S. B. 509, a bill to authorize the county of Granville and the city of Oxford to convey at private sale certain real property located in the city of Oxford.

Upon motion of Senator Hancock, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 148, a bill to establish annual awards for outstanding achievements by citizens of North Carolina, for concurrence in the House amendment.

Upon motion of Senator Humber, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 129, a bill to amend Chapter 24 of the General Statutes so as to authorize corporations to pay any rate of interest agreed upon on loans equal to or in excess of thirty thousand dollars, for concurrence in the House amendment.

Upon motion of Senator Aydtlett, the Senate concurs in the House amendment and the bill is ordered enrolled.

House Committee substitute bill for S. B. 226, a bill to provide for instructions for educable mentally handicapped children.

Upon motion of Senator Eagles, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

S. B. 362, a bill to establish minimum speed limits on certain portions of the highways, for concurrence in the House amendment.

Upon motion of Senator White, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 1177, a bill to appropriate funds for visually handicapped students in North Carolina.

Referred to Committee on Calendar.

H. B. 1181, a bill to amend General Statutes 7-70, relating to the availability for assignment of Judges in certain Districts.

Referred to Committee on Calendar.

H. B. 1198, a bill to appropriate funds for the Department of Labor, Apprenticeship Training Division.

Referred to Committee on Calendar.

H. B. 1210, a bill to tax certain court costs in Lincoln County for the benefit of the Lincoln County Memorial Library.

Referred to Committee on Calendar.

H. B. 1223, a bill to appropriate from the Contingency and Emergency Fund the sum of fifteen thousand dollars to the North Carolina Symphony Society, Incorporated, to cover a deficit in operating expenses for the fiscal year 1960-1961.

Referred to Committee on Calendar.

H. B. 1227, a bill to amend General Statutes 52-12.2 so as to validate certain conveyances between husband and wife.

Referred to Committee on Calendar.

H. B. 1231, a bill to amend General Statutes 113-15.1, relating to the authority of the Division of Community Planning of the Department of Conservation and Development.

Referred to Committee on Calendar.

H. B. 1239, a bill to appropriate funds for the purchase of land for the Piedmont Research Station in Rowan County.

Referred to Committee on Calendar.

H. B. 1244, a bill to provide for carrying out of the performing arts and citizen fitness program of the North Carolina Recreation Commission.

Referred to Committee on Calendar.

H. B. 1246, a bill to amend General Statutes 105-101 by striking out the requirement of a tax of \$2.50 on the affixing of the Great Seal of the State to any commission.

Referred to Committee on Calendar.

H. B. 1257, a bill relating to the salaries of certain employees of the Attorney General's Department.

Referred to Committee on Calendar.

H. B. 1260, a bill to amend H. B. 182, relating to the hunting and taking of amphibians in North Carolina.

Referred to Committee on Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 711, a bill to amend Section 3, Article V, and Section 5, Article V, of the Constitution of North Carolina relative to the power of the General Assembly to exempt and to classify property for ad valorem tax purposes, upon second reading.

Senator Johnson offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 45, noes 2, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, MacLean, Midgett, Morgan, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitmire, Winkler, Winslow—45.

Those voting in the negative are: Senators Brock, Whitley—2.

The bill, as amended, passes its third reading by roll call vote, ayes 45, noes 2, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, MacLean, Midgett, Morgan, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Hoke, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitmire, Winkler, Winslow—45.

Those voting in the negative are: Senators Brock, Whitley—2.

The bill, as amended, is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1125, a bill relating to the disposal of dead and diseased poultry at commercial poultry farms.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1146, a bill to amend General Statutes 97-7 to clarify the status of governmental units acting as self-insurers under the Workmen's Compensation Act of North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 1165, a bill to amend H. B. 827, ratified June 6, 1961, and to be codified as Chapter 661 of the 1961 Session Laws relating to service of process upon nonresident operators of watercraft.

Passes its second and third readings and is ordered enrolled.

H. B. 1226, a bill to amend Article 5 of Chapter 105 of the General Statutes by repealing the tax on wholesale sales.

Passes its second and third readings and is ordered enrolled.

H. B. 1168, a bill to provide for a curator to work in the State Museum of Natural History and the Wade Hampton Museum.

Passes its second and third readings and is ordered enrolled.

H. B. 1085, a bill to amend Chapter 113 of the General Statutes relating to commercial fisheries by clarifying the provisions of existing laws, regulating the establishment of taking of shrimp and oysters for personal use and authorizing the Director to suspend licenses upon conviction of violations.

Upon motion of Senator Hamilton, action on the bill is postponed until Wednesday, June 21, 1961.

H. B. 181, a bill to appropriate funds for the development of the President James K. Polk Birthplace.

Passes its second and third readings and is ordered enrolled.

H. B. 202, a bill to appropriate to the Department of Insurance sufficient funds with which to employ a rescue squad instructor.

Passes its second and third readings and is ordered enrolled.

H. B. 313, a bill to appropriate funds for the development of Bentonville Battleground State Historic Site.

Passes its second and third readings and is ordered enrolled.

H. R. 335, a joint resolution commending the members of the Commission to study the cause and control of Cancer in North Carolina together with the North Carolina Division of the American Cancer Society, the Medical Society of North Carolina and the State Board of Health, and providing for the continuance of this Commission during the next biennium.

Upon motion of Senator MacLean, the bill is re-referred to the Committee on Calendar.

H. B. 473, a bill appropriating funds for the development of the birthplace of President Andrew Jackson.

Passes its second and third readings and is ordered enrolled.

H. B. 714, a bill to authorize the employment of one hundred additional State Highway Patrolmen and to appropriate funds therefor.

Passes its second and third readings and is ordered enrolled.

H. B. 828, a bill to exempt from the sales tax sales to ocean-going vessels. Senator Banzet offers an amendment which fails of adoption.

Passes its second and third readings and is ordered enrolled.

H. B. 992⁶⁰, a bill amending Section 159-42 of the General Statutes relating to the scope of the Local Government Act.

Passes its second and third readings and is ordered enrolled.

H. B. 1027, a bill to establish an Advisory Committee for the State Museum of Natural History.

Passes its second and third readings and is ordered enrolled.

H. B. 1042, a bill to furnish the chairman of the State Board of Education with a secretary and to appropriate funds for the compensation of said secretary.

Passes its second and third readings and is ordered enrolled.

H. B. 1054, a bill to amend General Statutes 1-539.7 pertaining to appeals from courts of justices of the peace.

Passes its second and third readings and is ordered enrolled.

H. B. 1056, a bill to amend the General Statutes relating to the termination of probation, arrest, and subsequent disposition.

Passes its second and third readings and is ordered enrolled.

H. B. 1057, a bill to amend General Statutes 122-50 relating to records of allegedly mentally disordered persons.

Passes its second and third readings and is ordered enrolled.

H. B. 1091, a bill to amend General Statutes 1-105 relating to service of process upon nonresident drivers of motor vehicles.

Passes its second and third readings and is ordered enrolled.

H. B. 1102, a bill to provide a penalty for the transmittal of obscenity into the State of North Carolina.

Passes its second and third readings and is ordered enrolled.

H. R. 1122, a joint resolution creating a commission to study the impact of State sovereignty upon financing of local governmental services and functions in North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 1164, a bill to repay the city of Charlotte, North Carolina, funds advanced by the city of Charlotte under an agreement entered into by the North Carolina Armory Commission and the city of Charlotte on June 23, 1954.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan, the Senate adjourns to meet tomorrow morning at 10 o'clock.

ONE HUNDRED FIFTEENTH DAY

SENATE CHAMBER,

Wednesday, June 21, 1961.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore Lunsford Crew.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator White, H. B. 848, a bill to promote the development of community alcoholism programs, is recalled from the Unfavorable Calendar and re-referred to the Committee on Calendar.

Upon motion of Senator King, H. B. 508, a bill to amend General Statutes 160-226.3 to provide for the more orderly development of subdivisions within municipal jurisdiction, is recalled from the Unfavorable Calendar and re-referred to the Committee on Calendar.

Upon motion of Senator White, H. B. 1011, a bill to amend General Statutes 143-129 so as to require sealed competitive bids, is taken from the Unfavorable Calendar and re-referred to the Committee on Calendar.

Upon motion of Senator White, H. B. 1223, a bill to appropriate from the Contingency and Emergency Fund the sum of fifteen thousand dollars to the North Carolina Symphony Society, Incorporated, to cover a deficit in operating expenses for the fiscal year 1960-61, is taken from the Unfavorable Calendar and re-referred to the Committee on Calendar.

Upon motion of Senator White, H. B. 500, a bill to amend General Statutes 47-171 relating to the filing of papers for probate by the clerk of the Superior Court of Forsyth County, North Carolina, is taken from the Unfavorable Calendar and placed upon today's Calendar.

Upon motion of Senator Humphrey, H. B. 849, a bill to amend Chapter 47 of the General Statutes so as to provide for the filing of memoranda of leases and options for registration, is taken from the Unfavorable Calendar and re-referred to the Committee on Calendar.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 504, a joint resolution honoring the memory of Dr. J. S. Dorton, long-time organizer and director of the North Carolina State Fair and other fairs in the State of North Carolina.

H. R. 1245, a joint resolution honoring the memory of the late Dr. Hugh Hammond Bennett, native of Anson County, North Carolina.

H. R. 1250, a joint resolution honoring the life and memory of Claude L. Love.

S. R. 283, a joint resolution authorizing the appointment of a commission to study public welfare programs and to submit a report to the Governor and the 1963 Session of the General Assembly.

S. R. 508, a joint resolution designating the State Fair Arena at the State Fair Grounds in Wake County, North Carolina, as the J. S. Dorton Arena.

S. B. 118, an act authorizing the Governor and Council of State to furnish Replacement Volumes 2B, 3A, 4B and 4C of the General Statutes of North Carolina to the Justices of the Supreme Court, the Supreme Court Library and other State officials and agencies.

S. B. 130, an act to provide aid to the Brevard Music Foundation, Incorporated.

S. B. 171, an act to appropriate funds to the North Carolina Confederate Centennial Commission.

S. B. 198, an act to appropriate funds to the Carolina Charter Tercenary Commission.

S. B. 204, an act to amend General Statutes 33-42.1 relating to the exhibition of investments and bank statements by guardians.

S. B. 248, an act relating to the rental of motor vehicles.

S. B. 268, an act to provide for more adequate teaching of the North Carolina and local history in the public schools.

S. B. 269, an act to amend General Statutes 15-26 to require search warrants to show on the face thereof the date and hour issued and the name or names of the witnesses examined.

S. B. 286, an act to amend General Statutes 95-17 relating to the limitations of hours of employment and exceptions thereto.

S. B. 325, an act to amend General Statutes 58-254.8 with reference to certain kinds of security for payment of debts.

S. B. 340, an act to establish a uniform code of safety for the handling of liquefied petroleum gases.

S. B. 346, an act to appropriate funds for restoration and maintenance of the Daniel Boone Homeplace in Davidson County.

S. B. 370, an act to amend Section 160-249 of the General Statutes to provide for the billing and collecting of charges for sewerage service provided by municipalities which do not also provide water service.

S. B. 372, an act to amend Chapter 84 of the General Statutes relating to attorneys at law.

S. B. 375, an act to require seat belt anchorages on certain motor vehicles and to provide minimum standards for such anchorages and for seat belts.

S. B. 383, an act to provide for the public school education of exceptionally talented children in North Carolina.

S. B. 431, an act to authorize the University of North Carolina to construct and provide service and auxiliary facilities necessary or desirable for the students or staff or in the operation of the University of North Carolina at Chapel Hill, North Carolina, either as additions, extensions, improvements and betterments of the University Enterprises of the University of North Carolina or otherwise, and to pay the costs thereof, in whole or in part, through the issuance of revenue bonds payable from revenues; providing for the charging and collection of rates, fees, charges and rentals; making inapplicable hereto all other statutory provisions in conflict with the provisions of this Act; and making the provisions of this Act severable.

S. B. 444, an act to authorize the Governor to appoint a commission to erect a fitting memorial to the late Robert Lee Doughton, former State Senator and long-time member of Congress, and to appropriate the sum of \$25,000 to aid in bearing the expense of erecting the memorial.

S. B. 452, an act to amend General Statutes 105-74 and General Statutes 105-85 relating to State license taxes on pressing clubs, dry cleaning plants, hat blockers and laundries.

S. B. 473, an act to amend General Statutes 160-453.12, relating to the extension of the corporate limits of the town of Battleboro, in Edgecombe and Nash Counties.

S. B. 481, an act to amend General Statutes 153-9, sub-Section 43, as the same appears in the 1959 Cumulative Supplement, relating to tax levies for certain purposes in certain counties so as to include Wayne County.

S. B. 484, an act amending General Statutes 153-9(43) so as to add Edgecombe to the list of counties authorized to levy taxes for the special purposes of paying the salary and expenses of the county accountant, the farm demonstration agent, the home demonstration agent, and the veterans' service officer.

S. B. 494, an act to amend Article 9 of Chapter 136 of the General Statutes to require the recordation of a memorandum of action with the register of deeds and to correct certain errors in said Article.

S. B. 495, an act to authorize the State Board of Education in its discretion to permit classified principals and supervisors in the public schools to be paid salaries on an annual basis in twelve equal monthly installments.

S. B. 497, an act to provide for the establishment of a law library in Pender County.

S. B. 501, an act to make an appropriation to provide for salaried employees of the Supreme Court the same percentage salary increase granted to State employees subject to the Personnel Act.

S. B. 507, an act to approve, ratify, and confirm Carteret County Hospital bond election of November, 1960, and all official proceedings by the county commissioners growing out of or resulting from said election.

S. B. 509, an act to authorize the county of Granville and the city of Oxford to convey at private sale certain real property located in the city of Oxford.

H. B. 125, an act relating to the taxing of certain agricultural products in Lenoir County.

H. B. 181, an act to appropriate funds for the development of the President James K. Polk Birthplace.

H. B. 202, an act to appropriate to the Department of Insurance sufficient funds with which to employ a rescue squad instructor.

H. B. 289, an act to amend General Statutes 105-144 relating to the determination of gain or loss for income tax purposes.

H. B. 313, an act to appropriate funds for the development of Bentonville Battleground State Historic Site.

H. B. 473, an act appropriating funds for the development of the birthplace of President Andrew Jackson.

H. B. 502, an act to authorize limited compensation to Ralph Wayne Groce of Davie County for injuries received in aiding a State Highway Patrolman in an arrest.

H. B. 553, an act to establish a public law library for public officials, courts and others in Carteret County.

H. B. 596, an act to appropriate the sum of \$25,000.00 to Eliada Homes, Incorporated, in Buncombe County.

H. B. 659, an act to amend General Statutes 116-53 relating to purposes for which appropriations may be expended for community colleges.

H. B. 714, an act to authorize the employment of one hundred additional State highway patrolmen and to appropriate funds therefor.

H. B. 746, an act to authorize the recovery of civil damages due to the malicious or wilful destruction of property by minors.

H. B. 785, an act to require county and city boards of education to defend in good faith tort claims in excess of \$1,000.00 based on alleged negligence of drivers of public school buses, and to make the Tort Claim Act applicable to school transportation service vehicles.

H. B. 828, an act to exempt from the sales tax sales to ocean-going vessels.

H. B. 858, an act relating to license taxes of itinerant salesmen and peddlers in Wayne County.

H. B. 956, an act to appoint justices of the peace for the several counties of North Carolina.

H. B. 992, an act amending Section 159-42 of the General Statutes relating to the scope of the Local Government Act.

H. B. 1005, an act concerning a special election to authorize a development tax and a development commission for Madison County.

H. B. 1032, an act to revise the membership of the commission on interstate cooperation.

H. B. 1069, an act authorizing the town of Shallotte and the town of Ocean Isle to establish an airport commission, which commission shall be vested with the power of eminent domain and the power to issue bonds or other securities or obligations for the purpose of providing funds for the acquisition of lands, construction and operation of said airport facility together with all powers as set out in Chapter 63 of the General Statutes of North Carolina.

H. B. 1071, an act to amend Chapter 123 of the Public-Local Laws of 1929, relating to an emergency and pension fund for the law enforcement officers of Wake County, so as to include certain State highway patrolmen.

H. B. 1077, an act to amend Chapter 1281, Session Laws of 1957, the same being the charter of the city of New Bern.

H. B. 1141, an act to extend the corporate limits of the town of Weldon, subject to a referendum election.

H. B. 1143, an act to amend the charter of the city of Charlotte by rewriting Section 51 thereof, dealing with permanent improvements.

H. B. 1144, an act to amend Chapter 378 of the Session Laws of 1959 relating to vacancies occurring on the Mecklenburg County Board of Education.

H. B. 1147, an act relating to the compensation of the judge and prosecuting attorney of the county recorder's court of Columbus County.

H. B. 1157, an act to amend Chapter 920, Session Laws of 1951, concerning the compensation of the board of education of Northampton County.

H. B. 1164, an act to repay the city of Charlotte, North Carolina, funds advanced by the city of Charlotte under an agreement entered into by the North Carolina Armory Commission and the city of Charlotte on June 23, 1954.

H. B. 1180, an act to amend Chapter 206 of the Session Laws of 1961 relating to the establishment and operation of a county library in Wake County and the authorization to establish library branches within incorporated cities of Wake County.

H. B. 1184, an act to provide for an election in the city of Kinston and the Kinston School District on the question of levying an ad valorem tax for the operation of a bus system.

H. B. 1185, an act to incorporate the town of Bunnlevel in Harnett County, North Carolina.

H. B. 1191, an act to amend Chapter 9 of the General Statutes relating to the manner of drawing the jury panel in Johnston County.

H. B. 1201, an act to exempt Lincoln County from the provisions of Chapter 1235 of the Session Laws of 1959 relating to the recording of plats.

H. B. 1202, an act to fix the compensation of the mayor of the town of Shallotte in Brunswick County.

H. B. 1203, an act fixing fees, commissions, and costs to be collected by the clerk of the Superior Court of Ashe County, North Carolina.

H. B. 1204, an act to fix the compensation of the chief deputy sheriff of Currituck County.

H. B. 1205, an act to amend General Statutes 153-9 so as to authorize the county commissioners of Currituck County to assist financially the soil conservation services.

H. B. 1206, an act to amend Chapter 956 of the 1959 Session Laws to provide authority for special county law enforcement officers in Currituck to execute civil processes in said county.

H. B. 1207, an act to appoint a mayor and members of the town board of commissioners, and to provide for election of officers of the town of Beargrass in Martin County.

H. B. 1208, an act relating to local improvements in the city of Wilson.

H. B. 1211, an act to authorize the governing body of the town of Weldon in Halifax County to tax as a part of the court costs in all actions and cases heard in mayor's court of said town of Weldon a patrol fee of \$2.00.

H. B. 1212, an act to authorize the governing body of the town of Weldon in Halifax County to sell and convey certain property owned by the town of Weldon and known as "The Trash Dump" no longer needed for public use.

H. B. 1215, an act to create a law enforcement officers relief fund for the Peace Officers Association of Harnett County.

H. B. 1216, an act to authorize the county commissioners of Harnett County to appropriate funds to the Harnett County Livestock and Poultry Cooperative, Incorporated, to be used as a loan for the purpose of educational promotion concerning livestock and poultry.

H. B. 1218, an act relating to a referendum upon the question of a special tax levy for Gaston School District in Northampton County.

H. B. 1219, an act to amend Chapter 153 of the General Statutes relating to county officials and employees to make the same applicable to Northhampton County.

H. B. 1220, an act to amend Chapter 307, Session Laws of 1957, relating to salaries of the chairman and members of the board of county commissioners in Northhampton County.

H. B. 1224, an act to create a law enforcement officers emergency fund for the Lenoir County Peace Officers Benefit Association.

H. B. 1232, an act to amend General Statutes 9-4 relating to jurors in Mecklenburg County.

H. B. 1234, an act to allow travel allowance to the chairman and members of the board of county commissioners of Montgomery County.

H. B. 1249, an act to confine and limit the territorial jurisdiction to the Fair Bluff Municipal Recorder's Court to Fair Bluff Township in Columbus County.

H. B. 1253, an act to authorize the Transylvania County Board of Education to convey the abandoned Little River School property, or any part thereof, to the Little River Community Development Association.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator White, for the Committee on Calendar:

H. R. 335, a joint resolution commending the members of the Commission to Study the Cause and Control of Cancer in North Carolina together with the North Carolina Division of the American Cancer Society, the Medical Society of North Carolina and the State Board of Health, and providing for the continuance of this Commission during the next biennium, with a favorable report.

H. B. 899, a bill to rewrite Article 31, Chapter 115, North Carolina General Statutes, relating to licensing private business, trade and correspondence schools, with a favorable report, as amended.

H. B. 1131, a bill to provide for the allocation of county-wide outlay funds for an industrial education center, with a favorable report.

H. B. 813, a bill appropriating to the Moore's Creek Battleground Association the sum of five hundred dollars for each year of the biennium for the celebration of the Battle of Moore's Creek Bridge, with a favorable report.

H. B. 983, a bill appropriating to Boys Home of North Carolina, Inc. of Lake Waccamaw, North Carolina, the sum of \$87,000.00, with a favorable report.

H. R. 1124, a joint resolution memorializing the Congress of the United States, the members of the Congress from the State of North Carolina and the Secretary of Commerce to enact suitable legislation to regulate correspondence schools and their solicitors as to their activities in the several States, with an unfavorable report.

H. B. 1128, a bill to amend Chapter 156 of the General Statutes, as amended, relating to drainage districts, for the purpose of substituting the words "Department of Water Resources" in place of the words "Board of Conservation and Development", with a favorable report.

H. B. 1160, a bill to amend Chapter 20 of the General Statutes relating to violations of certain Sections, with an unfavorable report.

H. B. 1162, a bill to require the county commissioners of Chatham County to turn into the general fund all taxes collected for the year 1959 and all prior years, with a favorable report.

H. R. 1149, a joint resolution creating a commission to study the tax structure of the State with respect to any inequities therein and with particular reference to the sales and use tax and license tax schedules and the tax structure as relates to cooperatives, with an unfavorable report.

H. B. 1166, a bill to amend General Statutes 105-85 to limit laundry license taxes levied by cities and towns, with a favorable report.

H. B. 1181, a bill to amend General Statutes 7-70 relating to the availability for assignment of judges in certain districts, with a favorable report.

H. B. 1177, a bill to appropriate funds for visually handicapped students in North Carolina, with a favorable report, as amended.

H. B. 1198, a bill to appropriate funds for the Department of Labor, Apprenticeship Training Division, with a favorable report.

H. B. 1210, a bill to tax certain court costs in Lincoln County for the Benefit of the Lincoln County Memorial Library, with a favorable report.

H. B. 1223, a bill to appropriate from the Contingency and Emergency Fund the sum of fifteen thousand dollars to the North Carolina Symphony Society, Incorporated, to cover a deficit in operating expenses for the fiscal year 1960-1961, with an unfavorable report.

H. B. 1227, a bill to amend General Statutes 52-12.2 so as to validate certain conveyances between husband and wife, with an unfavorable report.

H. B. 1231, a bill to amend General Statutes 113-15.1 relating to the authority of the Division of Community Planning of the Department of Conservation and Development, with a favorable report.

H. B. 1239, a bill to appropriate funds for the purchase of land for the Piedmont Research Station in Rowan County, with a favorable report.

H. B. 1242, a bill to appropriate funds as a grant-in-aid for Pineland College—Edwards Military Institute at Salemburg in Sampson County, with a favorable report.

H. B. 1243, a bill to amend General Statutes 160-181.2 relating to municipal zoning authority, with a favorable report.

H. B. 1246, a bill to amend General Statutes 105-101 by striking out the requirement of a tax of \$2.50 on the affixing of the Great Seal of the State to any commission, with a favorable report.

H. B. 1244, a bill to provide for carrying out of the performing arts and citizen fitness program of the North Carolina Recreation Commission, with an unfavorable report.

H. B. 1248, a bill relating to the office of treasurer of Greene County, with a favorable report.

H. B. 1251, a bill to amend H. B. 985, ratified June 15, 1961, relating to the municipal court of the city of High Point, with a favorable report.

H. B. 1252, a bill to amend H. B. 461, ratified June 17, 1961, relating to licensing and regulating water well diggers, with a favorable report.

H. B. 1256, a bill to authorize the city council of the city of Henderson to lease certain property privately or after public advertisement, with a favorable report.

H. B. 1257, a bill relating to the salaries of certain employees of the attorney general's department, with a favorable report.

H. B. 1260, a bill to amend H. B. 182 relating to the hunting and taking of amphibians in North Carolina, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hoyle: S. B. 510, a bill to repeal S. B. 433, ratified as Chapter 729 of the Session Laws of 1961.

Upon motion of Senator Hoyle, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Stone: S. B. 511, a bill to amend General Statutes 87-43.

Referred to Committee on Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 479, a bill to prohibit certain business activities on Sunday, for concurrence in the House amendment.

Upon motion of Senator Crew, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 491, a bill to designate Bellamy's Lake in Brinkleyville Township in Halifax County a private lake, for concurrence in the House amendment.

Upon motion of Senator Crew, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 1261, a bill to amend H. B. 1140, ratified June 17, 1961, relating to nomination and selection of the members of the Whiteville City Board of Education.

Upon motion of Senator Clark, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1176, a bill authorizing the board of county commissioners of Ashe County to levy a special tax for the construction of a county office building to house the welfare department and other county offices and agencies, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hoyle, Humber, Johnson, Jordan, Kesler, King, McGeachy, MacLean, Midgett, Morgan, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—45.

The bill is ordered enrolled.

H. B. 500, a bill to amend General Statutes 47-17.1 relating to the filing of papers for probate by the clerk of the Superior Court of Forsyth County, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 1121, a bill to establish a law library for the public officials and courts in Brunswick County, and to provide for equipping and furnishing the courtroom in Brunswick County Courthouse.

Passes its second and third readings and is ordered enrolled.

H. B. 1217, a bill to increase the civil jurisdiction of the Harnett County Recorder's Court; to provide for appeals to Superior Court.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1222, a bill to authorize the enactment of an ordinance regulating the subdivision of land within the city of Fayetteville and one mile thereof and other purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 1241, a bill to increase the length of the term of office of the judge of the domestic relations court of Guilford County from two to four years.

Passes its second and third readings and is ordered enrolled.

H. B. 384, a bill to provide for the establishment of a medical assistance program for the aged in North Carolina.

Senator Stone offers an amendment, held not to be material, which is adopted.

Senator Hoyle offers an amendment, held not to be material, which is adopted.

Senator Banzet offers an amendment, held not to be material, which fails of adoption.

Senator Hancock wishes to be recorded as voting "Aye" on the bill.

Senator Eagles offers an amendment, held not to be material, which fails of adoption.

Senator Hoyle offers an amendment, held not to be material, which is adopted.

Upon motion of Senator Stone, the bill and its amendments are laid upon the Table.

H. B. 843, a bill to amend General Statutes 20-38(bb) with regard to the definition of special mobile equipment for vehicle registration purposes, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hoyle, Humber, Johnson, Jordan, Kesler, King, McGeachy, MacLean, Midgett, Morgan, Roberts, Royall, Rutledge, Scott, Shelton, Stikeleather, Stone, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, Winslow—45.

The bill is ordered enrolled.

S. B. 506, a bill to amend Article 5 of Chapter 105 of the General Statutes to provide a retail sales tax exemption for independent newspaper peddlers.

Senator Jordan offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, without engrossment.

H. B. 1014, a bill for the relief of Charles B. Goodman.

Passes its second and third readings and is ordered enrolled.

H. B. 1028, a bill amending Chapter 104C of the General Statutes, relating to atomic energy, radioactivity and ionizing radiation.

The bill fails to pass its second reading.

H. B. 1030, a bill to amend Article 1, Chapter 143, of the General Statutes of North Carolina relating to the Executive Budget Act.

Passes its second and third readings and is ordered enrolled.

H. B. 1040, a bill to amend General Statutes 113-104 relating to hunting with bow and arrow.

Passes its second and third readings and is ordered enrolled.

H. B. 1062, a bill to amend Article 11 of Chapter 54 of the General Statutes, relating to the powers of credit unions.

Passes its second and third readings and is ordered enrolled.

H. B. 1082, a bill to prohibit the simulation of summonses, warrants, writs or other court process in connection with the collection of any claim, demand or account.

Passes its second and third readings and is ordered enrolled.

H. B. 1085, a bill to amend Chapter 113 of the General Statutes relating to commercial fisheries by clarifying the provisions of existing laws, regulating the establishment of taking of shrimp and oysters for personal use and authorizing the director to suspend licenses upon conviction of violations.

Senator Midgett offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1086, a bill to expand the salt marsh mosquito control program by drainage and diking marsh lands.

Passes its second and third readings and is ordered enrolled.

H. B. 1094, a bill to authorize the governing boards of certain State educational institutions to register and regulate motor vehicles maintained and operated by students therein on the campuses thereof.

Senator Eagles offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1119, a bill amending General Statutes 14-250 relating to the marking of publicly owned vehicles.

Passes its second and third readings and is ordered enrolled.

H. B. 1118, a bill to amend General Statutes 143 known as the Executive Budget Act in order to clarify the authority of the State to operate a central payroll unit and make deposits and disbursements necessary to such operation.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan, the Senate recesses to meet this afternoon at 2:30 o'clock.

AFTERNOON SESSION

SENATE CHAMBER,

Wednesday, June 21, 1961.

The Senate meets pursuant to recess and is called to order by President pro tempore Lunsford Crew.

The Chair appoints as honorary pages of the Senate William Wilkinson and Edwin Wilkinson of Johnston County.

The Chair appoints as honorary pages Thomas Alan Gray and Willa Elizabeth Gray of Wake County.

The Chair grants leave of absence to Senator Gentry for Thursday, June 22, 1961.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator White: S. B. 512, a bill to appropriate to the respective correctional schools additional amounts required to provide salary increases for their instructional personnel equivalent to salary increases provided by Chapter 833 of 1961 Session Laws for similar personnel in the public schools for 1961-63 biennium.

Referred to Committee on Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator White, for the Committee on Calendar:

S. B. 511, a bill to amend General Statutes 87-43, with a favorable report, as amended.

S. B. 512, a bill to appropriate to the respective correctional schools additional amounts required to provide salary increases for their instruc-

tional personnel equivalent to salary increases provided by Chapter 833 of 1961 Session Laws for similar personnel in the public schools for 1961-63 biennium, with a favorable report.

H. B. 848, a bill to promote the development of community alcoholism programs, with a favorable report.

H. B. 508, a bill to amend General Statutes 160-226.3 to provide for the more orderly development of subdivisions within municipal jurisdiction, with a favorable report, as amended.

H. B. 849, a bill to amend Chapter 47 of the General Statutes so as to provide for the filing of memoranda of leases and options for registration, with a favorable report.

H. B. 1011, a bill to amend General Statutes 143-129 so as to require sealed competitive bids, with a favorable report.

H. B. 1223, a bill to appropriate from the Contingency and Emergency Fund the sum of fifteen thousand dollars to the North Carolina Symphony Society, Inc., to cover a deficit in operating expenses for the fiscal year 1960-1961, with a favorable report, as amended.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 396, a bill relating to deductions of contributions for income tax purposes, for concurrence in the House amendment.

Upon motion of Senator Bell, the Senate concurs in the House amendment and the bill is ordered enrolled.

House Committee Substitute bill for S. B. 459, a bill relating to the North Carolina State Art Society.

Upon motion of Senator Humphrey, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. R. 1262, a joint resolution of the General Assembly of North Carolina providing for adjournment on Thursday, June 22, 1961.

Upon motion of Senator White, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 511, a bill to amend General Statutes 87-43.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

S. B. 512, a bill to appropriate to the respective correctional schools additional amounts required to provide salary increases for their instructional personnel equivalent to salary increases provided by Chapter 833 of the 1961 Session Laws for similar personnel in the public schools for 1961-63 biennium.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 508, a bill to amend General Statutes 160-226.3 to provide for the more orderly development of subdivisions within municipal jurisdiction.

The amendment offered by the Committee is adopted.

Senator King offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 751, a bill to appropriate funds to provide for the preservation, maintenance and operation of the Cupola House and the Penelope Barker House in Chowan County.

Senator Aydlett offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 849, a bill to amend Chapter 47 of the General Statutes so as to provide for the filing of memoranda of leases and options for registration.

Passes its second and third readings and is ordered enrolled.

H. B. 899, a bill to rewrite Article 31, Chapter 115, North Carolina General Statutes, relating to licensing private business, trade and correspondence schools.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. R. 335, a joint resolution commending the members of the Commission to study the cause and control of cancer in North Carolina together with the North Carolina Division of the American Cancer Society, the Medical Society of North Carolina and the State Board of Health, and providing for the continuance of this Commission during the next biennium.

Passes its second and third readings and is ordered enrolled.

H. B. 813, a bill appropriating to the Moore's Creek Battleground Association the sum of five hundred dollars for each year of the biennium for the celebration of the Battle of Moore's Creek Bridge.

Passes its second and third readings and is ordered enrolled.

H. B. 983, a bill appropriating to Boys Home of North Carolina, Inc., of Lake Waccamaw, North Carolina, the sum of \$87,000.00.

Passes its second and third readings and is ordered enrolled.

H. B. 925, a bill to fix the compensation of employees of the General Assembly.

Passes its second and third readings and is ordered enrolled.

H. B. 926, a bill relative to the compensation of the sub-officers of the General Assembly.

The amendment offered by the Committee is adopted.

Senator Clark offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1011, a bill to amend General Statutes 143-129 so as to require sealed competitive bids.

Upon motion of Senator Hancock, the bill is re-referred to the Committee on Calendar.

H. B. 848, a bill to promote the development of community alcoholism programs.

Passes its second and third readings and is ordered enrolled.

H. B. 1128, a bill to amend Chapter 156 of the General Statutes, as amended, relating to drainage districts, for the purpose of substituting the words "Department of Water Resources" in place of the words "Board of Conservation and Development."

Passes its second and third readings and is ordered enrolled.

H. B. 1131, a bill to provide for the allocation of county-wide outlay funds for an industrial education center.

Passes its second and third readings and is ordered enrolled.

H. B. 1166, a bill to amend General Statutes 105-85 to limit laundry license taxes levied by cities and towns.

Passes its second and third readings and is ordered enrolled.

H. B. 1177, a bill to appropriate funds for visually handicapped students in North Carolina.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1162, a bill to require the county commissioners of Chatham County to turn into the general fund all taxes collected for the year 1959 and all prior years.

Passes its second and third readings and is ordered enrolled.

H. B. 1210, a bill to tax certain court costs in Lincoln County for the benefit of the Lincoln County Memorial Library.

Passes its second and third readings and is ordered enrolled.

H. B. 1243, a bill to amend General Statutes 160-181.2 relating to municipal zoning authority.

Passes its second and third readings and is ordered enrolled.

H. B. 1248, a bill relating to the office of treasurer of Greene County.

Passes its second and third readings and is ordered enrolled.

H. B. 1181, a bill to amend General Statutes 7-70 relating to the availability for assignment of judges in certain districts.

Passes its second and third readings and is ordered enrolled.

H. B. 1198, a bill to appropriate funds for the Department of Labor, Apprenticeship Training Division.

Passes its second and third readings and is ordered enrolled.

H. B. 1231, a bill to amend General Statutes 113-15.1 relating to the authority of the Division of Community Planning of the Department of Conservation and Development.

Passes its second and third readings and is ordered enrolled.

H. B. 1239, a bill to appropriate funds for the purchase of land for the Piedmont Research Station in Rowan County.

Passes its second and third readings and is ordered enrolled.

H. B. 1223, a bill to appropriate from the Contingency and Emergency Fund the sum of fifteen thousand dollars to the North Carolina Symphony Society, Incorporated, to cover a deficit in operating expenses for the fiscal year 1960-1961.

The amendment offered by the Committee fails of adoption.

Passes its second and third readings and is ordered enrolled.

H. B. 1242, a bill to appropriate funds as a grant-in-aid for Pineland College-Edwards Military Institute at Salemburg in Sampson County.

The bill fails to pass its second reading.

H. B. 1246, a bill to amend General Statutes 105-101 by striking out the requirement of a tax of \$2.50 on the affixing of the Great Seal of the State to any commission.

Passes its second and third readings and is ordered enrolled.

H. B. 1257, a bill relating to the salaries of certain employees of the Attorney General's Department.

Passes its second and third readings and is ordered enrolled.

H. B. 1251, a bill to amend H. B. 985, ratified June 15, 1961, relating to the municipal court of the city of High Point.

Passes its second and third readings and is ordered enrolled.

H. B. 1252, a bill to amend H. B. 461, ratified June 17, 1961, relating to licensing and regulating water well diggers.

Passes its second and third readings and is ordered enrolled.

H. B. 1256, a bill to authorize the city council of the city of Henderson to lease certain property privately or after public advertisement.

Passes its second and third readings and is ordered enrolled.

H. B. 1260, a bill to amend H. B. 182 relating to the hunting and taking of amphibians in North Carolina.

Passes its second and third readings and is ordered enrolled.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Wednesday, June 21, 1961.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House failed to concur in the Senate amendment to H. B. 926, entitled "an act relative to the compensation of the sub-officers of the General Assembly," and requests conferees. Mr. Speaker Hunt has appointed Representatives Bynum, Hicks, Britt, Eagles and Leatherman on the part of the House to confer with a like Committee appointed by the Senate, to the end that the differences arising may be adjusted.

Respectfully,

ANNIE E. COOPER, *Principal Clerk*

The Chair appoints as conferees on the part of the Senate Senators Jordan, Chairman, Clark and Warren of Sampson, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CONFERENCE REPORT

Senator Jordan for the Conferees appointed to study the differences arising between the Senate and House of Representatives on H. B. 926, a bill relative to the compensation of the sub-officers of the General Assembly, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

The Committee of Conferees on Committee Substitute for H. B. 926 entitled "a bill to be entitled an act relative to the compensation of the sub-officers of the General Assembly", begs leave to report that they have agreed as follows:

1. That the House concur in amending Committee Substitute for H. B. 926 in the following respects:

Amend same by striking out the words "twenty-two dollars" in line 7 and substituting in lieu thereof "twenty-four dollars".

Further amend same by striking out the words "twenty-two" in line 13 and substituting in lieu thereof the words "twenty-four".

2. That the Senate concur in amending Committee Substitute for H. B. 926 in the following respects:

Amend same by striking out the words "twenty-two dollars" in line 7 and substituting in lieu thereof "twenty-four dollars".

Further amend same by striking out the words "twenty-two" in line 13 and substituting in lieu thereof the words "twenty-four".

Respectfully submitted,

JOHN JORDAN, Chairman,

EDWARD B. CLARK,

STEWART B. WARREN,

Conferees on the part of the Senate.

ERNEST L. HICKS, Chairman,

J. E. EAGLES,

ALBERT G. BYRUM,

A. E. LEATHERMAN,

D. M. BRITT,

Conferees on the part of the House of Representatives.

Upon motion of Senator Jordan, the Conferees' report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Wednesday, June 21, 1961.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on H. B.

926, entitled "an act relative to the compensation of the sub-officers of the General Assembly", to the end that if a similar report is adopted by the Senate, we will order the bill enrolled.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

Upon motion of Senator Jordan, the Conferees are discharged.

Upon motion of Senator Morgan, the Senate adjourns to meet tomorrow morning at 10 o'clock.

ONE HUNDRED SIXTEENTH DAY

SENATE CHAMBER,

Thursday, June 22, 1961.

The Senate meets pursuant to adjournment, and in the absence of Lieutenant Governor H. Cloyd Philpott, and President pro tempore Lunsford Crew, the Principal Clerk S. Ray Byerly calls Senator Morgan to the Chair, who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Winkler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Scott, the courtesies of the lobby are extended to John L. Humber, son of Senator Humber of Pitt County, Mrs. Ralph H. Scott, wife of Senator Scott of Alamance County, Mrs. Boyce A. Whitmire, wife of Senator Whitmire of Henderson County, Mrs. Seth B. Hollowell, wife of Senator Hollowell of Wayne County, Mrs. J. Benton Thomas, wife of Senator Thomas of Hoke, Mrs. Robert Lee Humber, wife of Senator Humber of Pitt County, Mrs. J. Spencer Bell, wife of Senator Bell of Mecklenburg County, Mrs. Ben Sumner, wife of Senator Sumner of Rutherford County, Mrs. W. Lunsford Crew, wife of Senator Crew of Halifax County, Mrs. Edwin Lanier, wife of former Senator Edwin Lanier of Orange County, and Mrs. Tom White, wife of Senator White of Lenoir County.

The Chair extends the courtesies of the lobby to Mr. Jim White, formerly of Wake County.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator White: S. R. 513, a resolution requesting the Advisory Budget Commission to make recommendations to the 1963 Session of the General Assembly for the establishment of State policy with respect to all appropriations relating to sites having historical or other significance to the State.

Upon motion of Senator White, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by Special Messenger.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1263, a bill relating to the compensation of the sergeants-at-arms and the reading clerks of the House of Representatives and the Senate.

Referred to Committee on Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator White, for the Committee on Calendar:

H. B. 1011, a bill to amend General Statutes 143-129 so as to require sealed competitive bids, with a favorable report, as amended.

H. B. 1263, a bill relating to the compensation of the sergeants-at-arms and the reading clerks of the House of Representatives and the Senate, with an unfavorable report.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1011, a bill to amend General Statutes 143-129 so as to require sealed competitive bids.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

ENROLLED BILLS

Senator Winkler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 1122, a joint resolution creating a commission to study the impact of State sovereignty upon financing of local governmental services and functions in North Carolina.

S. R. 456, a joint resolution memorializing the Congress of the United States, the members of the Congress from the State of North Carolina and the Secretary of Commerce to enact suitable legislation to regulate correspondence schools and their solicitors as to their activities in the several states.

H. R. 335, a joint resolution commending the members of the Commission to Study the Cause and Control of Cancer in North Carolina together with the North Carolina Division of the American Cancer Society, the Medical Society of North Carolina and the State Board of Health, and providing for the continuance of this commission during the next biennium.

S. B. 129, an act to amend Chapter 24 of the General Statutes so as to authorize corporations to pay any rate of interest agreed upon on loans equal to or in excess of thirty thousand dollars.

S. B. 148, an act to establish annual awards for outstanding achievements by citizens of North Carolina.

S. B. 161, an act to appropriate funds for improving cotton production and the marketing of cotton.

S. B. 162, an act to provide for the improvement and maintenance of the Caswell Burial Site in Lenoir County.

S. B. 226, an act to provide for instructions for educable mentally handicapped children.

S. B. 362, an act to establish minimum speed limits on certain portions of the highways.

S. B. 396, an act relative to deductions of contributions for income tax purposes.

S. B. 402, an act to amend Chapter 57 of the General Statutes and various Sections of Chapter 58 of the General Statutes related thereto in order to make the same applicable to dental service corporations.

S. B. 446, an act to amend Sections 58-53.1 and 58-53.3 of the General Statutes so as to provide the same shall apply to all contracts of insurance procured in foreign and alien insurance companies not authorized to transact business in this State.

S. B. 457, an act to amend General Statutes 120-43 relating to filing of written authorizations by lobbyists.

S. B. 459, an act relating to the North Carolina State Art Society.

S. B. 464, an act to repeal General Statutes 75-3 relating to burden of proof as to reasonableness in actions involving combinations in the form of trusts and conspiracies in restraint of trade.

S. B. 469, an act to amend Chapter 1039 of the Session Laws of 1959 relating to capital improvements for State institutions and agencies.

S. B. 472, an act to amend sub-Section 16(c) of Section 130-128 of the General Statutes relating to application of capital reserve funds of sanitary districts.

S. B. 479, an act to prohibit certain business activities on Sunday.

S. B. 486, an act relating to travel expense allowances of persons designated to represent the Governor.

S. B. 487, an act to authorize the Governor and Council of State to employ special personnel to investigate and prosecute violations of North Carolina law relating to athletic contests.

S. B. 491, an act to designate Bellamy's Lake in Brinkleyville Township in Halifax County a private lake.

S. B. 493, an act to authorize the director of the budget to transfer forty thousand dollars in 1960-1961 surplus East Carolina College operating and maintenance funds to capital improvement funds for the purpose of purchasing science laboratory equipment.

S. B. 499, an act to amend Chapter 125 of the General Statutes relating to the powers of the North Carolina State Library.

S. B. 503, an act to amend Chapter 833 of the 1961 Session Laws in order to correct a clerical omission of a line of text therein.

S. B. 506, an act to amend Article 5 of Chapter 105 of the General Statutes to provide a retail sales tax exemption for independent newspaper peddlers.

S. B. 510, an act to repeal S. B. 433, ratified as Chapter 729 of the Session Laws of 1961.

S. B. 511, an act to amend General Statutes 87-43.

S. B. 512, an act to appropriate to the respective correctional schools additional amounts required to provide salary increases for their instructional personnel equivalent to salary increases provided by Chapter 833 of 1961 Session Laws for similar personnel in the public schools for 1961-63 biennium.

H. B. 500, an act to amend General Statutes 47-17.1 relating to the filing of papers for probate by the clerk of the Superior Court of Forsyth County, North Carolina.

H. B. 508, an act to amend General Statutes 160-226.3 to provide for the more orderly development of subdivisions within municipal jurisdiction.

H. B. 711, an act to amend Section 3, Article V, and Section 5, Article V, of the Constitution of North Carolina relative to the power of the General Assembly to exempt and to classify property for ad valorem tax purposes.

H. B. 751, an act to appropriate funds to provide for the preservation, maintenance and operation of the Cupola House and the Penelope Barker House in Chowan County.

H. B. 813, an act appropriating to the Moore's Creek Battleground Association the sum of five hundred dollars for each year of the biennium for the celebration of the Battle of Moore's Creek Bridge.

H. B. 843, an act to amend General Statutes 20-38(bb) with regard to the definition of special mobile equipment for vehicle registration purposes.

H. B. 848, an act to promote the development of community alcoholism programs.

H. B. 849, an act to amend Chapter 47 of the General Statutes so as to provide for the filing of memoranda of leases and options for registration.

H. B. 899, an act to rewrite Article 31, Chapter 115, North Carolina General Statutes, relating to licensing private business, trade, and correspondence schools.

H. B. 925, an act to fix the compensation of employees of the General Assembly.

H. B. 926, an act relative to the compensation of the sub-officers of the General Assembly.

H. B. 983, an act appropriating to Boys Home of North Carolina, Incorporated, of Lake Waccamaw, North Carolina, the sum of eighty-seven thousand dollars.

H. B. 1014, an act for the relief of Charles B. Goodman.

H. B. 1027, an act to establish an advisory commission for the State Museum of Natural History.

H. B. 1030, an act to amend Article 1, Chapter 143, of the General Statutes of North Carolina relating to the Executive Budget Act.

H. B. 1040, an act to amend General Statutes 113-104 relating to hunting with bow and arrow.

H. B. 1042, an act to furnish the chairman of the State Board of Education with a secretary and to appropriate funds for the compensation of said secretary.

H. B. 1054, an act to amend General Statutes 1-539.7 pertaining to appeals from courts of justices of the peace.

H. B. 1056, an act to amend the General Statutes relating to the termination of probation, arrest, and subsequent disposition.

H. B. 1057, an act to amend General Statutes 122-50 relating to records of allegedly mentally disordered persons.

H. B. 1062, an act to amend Article 11 of Chapter 54 of the General Statutes, relating to the powers of credit unions.

H. B. 1082, an act to prohibit the simulation of summonses, warrants, writs or other court process in connection with the collection of any claim, demand or account.

H. B. 1085, an act to amend Chapter 113 of the General Statutes relating to commercial fisheries by clarifying the provisions of existing laws, regulating the establishment of taking of shrimp and oysters for personal use and authorizing the director to suspend licenses upon conviction of violations.

H. B. 1086, an act to expand the salt marsh mosquito control program by drainage and diking marsh lands.

H. B. 1091, an act to amend General Statutes 1-105 relating to service of process upon nonresident drivers of motor vehicles.

H. B. 1094, an act to authorize the governing boards of certain State educational institutions to register and regulate motor vehicles maintained and operated by students therein on the campuses thereof.

H. B. 1102, an act to provide a penalty for the transmittal of obscenity into the State of North Carolina.

H. B. 1118, an act to amend General Statutes 143 known as the Executive Budget Act in order to clarify the authority of the State to operate a central payroll unit and make deposits and disbursements necessary to such operation.

H. B. 1119, an act amending General Statutes 14-250 relating to the marking of publicly owned vehicles.

H. B. 1121, an act to establish a law library for the public officials and courts in Brunswick County, and to provide for equipping and furnishing the courtroom in the Brunswick County Courthouse.

H. B. 1125, an act relating to the disposal of dead and diseased poultry at commercial poultry farms.

H. B. 1128, an act to amend Chapter 156 of the General Statutes, as amended, relating to drainage districts, for the purpose of substituting the words "Department of Water Resources" in place of the words "Board of Conservation and Development".

H. B. 1131, an act to provide for the allocation of county-wide outlay funds for an industrial education center.

H. B. 1146, an act to amend General Statutes 97-7 to clarify the status of governmental units acting as self-insurers under the Workmen's Compensation Act of North Carolina.

H. B. 1162, an act to require the county commissioners of Chatham County to turn into the General Fund all taxes collected for the year 1959 and all prior years.

H. B. 1165, an act to amend H. B. 827, ratified June 6, 1961, and to be codified as Chapter 661 of the 1961 Session Laws relating to service of process upon nonresident operators of watercraft.

H. B. 1166, an act to amend General Statutes 105-85 to limit laundry license taxes levied by cities and towns.

H. B. 1168, an act to provide for a curator to work in the State Museum of Natural History and the Wade Hampton Museum.

H. B. 1176, an act authorizing the board of county commissioners of Ashe County to levy a special tax for the construction of a county office building to house the welfare department and other county offices and agencies.

H. B. 1177, an act to appropriate funds for visually handicapped students in North Carolina.

H. B. 1181, an act to amend General Statutes 7-70 relating to the availability for assignment of judges in certain districts.

H. B. 1198, an act to appropriate funds for the Department of Labor, Apprenticeship Training Division.

H. B. 1210, an act to tax certain court costs in Lincoln County for the benefit of the Lincoln County Memorial Library.

H. B. 1217, an act to increase the civil jurisdiction of the Harnett County Recorder's Court; to provide for appeals to Superior Court.

H. B. 1222, an act to authorize the enactment of an ordinance regulating the subdivision of land within the city of Fayetteville and one mile thereof and other purposes.

H. B. 1223, an act to appropriate from the Contingency and Emergency Fund the sum of fifteen thousand dollars to the North Carolina Symphony Society, Incorporated, to cover a deficit in operating expenses for the fiscal year 1960-1961.

H. B. 1226, an act to amend Article 5 of Chapter 105 of the General Statutes by repealing the tax on wholesale sales.

H. B. 1231, an act to amend General Statutes 113-15.1 relating to the authority of the Division of Community Planning of the Department of Conservation and Development.

H. B. 1239, an act to appropriate funds for the purchase of land for the Piedmont Research Station in Rowan County.

H. B. 1241, an act to increase the length of the term of office of the judge of the domestic relations court of Guilford County from two to four years.

H. B. 1243, an act to amend General Statutes 160-181.2 relating to municipal zoning authority.

H. B. 1246, an act to amend General Statutes 105-101 by striking out the requirement of a tax of \$2.50 on the affixing of the Great Seal of the State to any commission.

H. B. 1248, an act relating to the office of treasurer of Greene County.

H. B. 1251, an act to amend H. B. 985, ratified June 15, 1961, relating to the municipal court of the city of High Point.

H. B. 1252, an act to amend H. B. 461, ratified June 17, 1961, relating to licensing and regulating water well diggers.

H. B. 1256, an act to authorize the city council of the city of Henderson to lease certain property privately or after public advertisement.

H. B. 1257, an act relating to the salaries of certain employees of the Attorney General's Department.

H. B. 1260, an act to amend H. B. 182 relating to the hunting and taking of amphibians in North Carolina.

H. B. 1261, an act to amend H. B. 1140, ratified June 17, 1961, relating to nomination and selection of the members of the Whiteville City Board of Education.

S. R. 513, a resolution requesting the Advisory Budget Commission to make recommendations to the 1963 Session of the General Assembly for the establishment of State policy with respect to all appropriations relating to sites having historical or other significance to the State.

H. R. 1262, a joint resolution by the General Assembly of North Carolina providing for adjournment on Thursday, June 22, 1961.

H. B. 1011, an act to amend General Statutes 143-129 so as to require sealed competitive bids.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Thursday, June 22, 1961.

Mr. President:

You are respectfully advised that the business of the House of Representatives is concluded and pursuant to resolution heretofore adopted this Body is ready to open the doors of the House immediately upon receipt of information from your Honorable Body that you are ready to open your doors, that the gavels may fall simultaneously and adjournment may be declared sine die.

Respectfully,

ANNIE E. COOPER, *Principal Clerk*

Pursuant to the information submitted above, the Senate having completed the business before it, a message is ordered sent to the House of Representatives informing that Honorable Body that the Senate stands ready for final adjournment.

The doors of the House of Representatives and Senate are thrown open, the Speaker of the House of Representatives is perceived standing ready to let fall the gavel. The hour for adjournment fixed by joint resolution passed by the two Houses having arrived, the President pro tempore of the Senate, W. Lunsford Crew, declares the Senate of the General Assembly of the Session of 1961 adjourned, sine die.

H. CLOYD PHILPOTT,
*Lieutenant Governor and
President of the Senate.*

S. RAY BYERLY,
Principal Clerk of the Senate.

APPENDIX

APPENDIX

Senate Resolutions

A RESOLUTION INVITING HONORABLE TED C. CONNELL, COMMANDER-IN-CHIEF, VETERANS OF FOREIGN WARS OF THE UNITED STATES,

TO ADDRESS THE SENATE

WHEREAS, Honorable Ted C. Connell has recently been elected Commander-in-Chief, Veterans of Foreign Wars of the United States, and will be visiting in the city of Raleigh; and

WHEREAS, it is the desire of the members of the Senate to invite the Honorable Ted C. Connell to address the Senate; NOW, THEREFORE, BE IT RESOLVED BY THE SENATE:

Section 1. Honorable Ted C. Connell, Commander-in-Chief, Veterans of Foreign Wars of the United States, is hereby invited to address the Senate of North Carolina on March 23, 1961, at twelve o'clock noon, or at such time thereafter as is convenient to the Senate.

Section 2. This Resolution shall become effective upon its adoption.

A SENATE RESOLUTION OF GREETING, RESPECT, APPRECIATION,
AND GOOD WISHES TO THE HONORABLE W. G. CLARK UPON
THE OCCASION OF HIS 84TH BIRTHDAY

WHEREAS, age measures only one dimension of a man, the true measure being his interest, feeling of charity, and the depth and breadth of these as exemplified by his service to his fellowman; and,

WHEREAS, April 28, 1961 is the eighty-fourth anniversary of the birth of the Honorable W. G. Clark, a stalwart son of Edgecombe County and the "Cousin Willie" and benefactor of all of North Carolina; and,

WHEREAS, he served well for twenty years as a member of the North Carolina State Senate as a respected and distinguished member and Chairman of many major committees, and as President pro tem, and is a living tradition of wisdom and integrity in the political and business affairs of the State; and,

WHEREAS, this State and the people are indebted to this able statesman for his help, services, and assistance in guiding the affairs of North Carolina in a wise and sound manner in matters of fiscal policy and future progress; and

WHEREAS, he has come to a mature age, serene and bright, and is yet an able man of business affairs, and generously shares the products of his abilities and wisdom with the less fortunate, particularly his continued efforts and interest in mental hospitals "To give light to those who sit in darkness"; and,

WHEREAS, we regret that his continuing physical disability deprives him of many former pleasures and associations, we rejoice, are happy and consoled in his continued interest in the present and his planning for the future, and to the end that "auld acquaintances be not forgot"; NOW, THEREFORE,

BE IT RESOLVED BY THE SENATE:

Section 1. That we express our hearty greetings, congratulations and remembrance, and send our best wishes for many more happy birthdays to this distinguished former member of this Body.

Section 2. A copy of this Resolution shall be sent to Honorable W. G. Clark.

Section 3. This Resolution shall become effective upon its adoption.

INVENTORY OF OFFICE FURNITURE, DESKS, FIXTURES AND OTHER PROPERTY
OF THE STATE MADE IN ACCORDANCE WITH SECTION 120-37 OF THE
GENERAL STATUTES OF NORTH CAROLINA

Principal Clerk's Office:

Seven flat top desks.
Eleven typewriter tables.
One book case.
Nine revolving chairs.
Eight hat and coat trees.
Eleven plain chairs.
Seven waste baskets.
Thirty-six clip boards.
Two steel files.
One steel card index file with stand.
Two steel files with roller stands.
Two combination steel bill cases.
Seven bill files.
Four mirrors.
Four pencil sharpeners.
One typewriter stand.
One desk lamp.
One telephone table.

A supply of rubber stamps, stamp pads, pen staffs, pen points, typewriter pads, stapling machines, wire staples, scissors, paper clips, small filing case and index, small supply of typewriter paper, second sheets, blank forms, stationery, bill covers, ink wells, paste, bill binders.

Lieutenant Governor's Office:

Two flat top desks.
Two revolving chairs.
One hat and coat tree.
Three arm chairs.
Two waste baskets.
Small supply of letter paper, carbon, etc.
One typewriter.
One pencil sharpener.
One four-drawer steel file cabinet.
Four wooden letter trays.
One mirror.

Journal Clerk's Office:

Three flat top desks.
Two typewriter tables.
Two plain chairs.

Three revolving chairs.
 One hat and coat tree.
 Three waste baskets.
 One mirror.
 One bowl and pitcher.
 One pencil sharpener.
 One wash stand.

Committee Clerk's Office:

Nineteen typewriter desks.
 Five flat top tables.
 Four typewriter chairs.
 One arm chair.
 Twelve plain chairs.
 Two hat and coat trees.
 Thirteen waste baskets.
 One mirror.
 One pitcher.
 Two pencil sharpeners.
 Two desk swivel lamps.
 Six letter trays.

AMOUNT PAID SENATORS, OFFICERS AND EMPLOYEES OF SENATE
 PRINCIPAL CLERK'S OFFICE

<i>Name</i>	<i>No. Days</i>	<i>Salary</i>	<i>Amount</i>	<i>Mileage</i>
S. Ray Byerly, Principal Clerk.....	187	\$	4,396.00	\$ 8.80
Claude Lewis, Calendar Clerk.....	157		2,669.00	5.60
Mrs. Randal Etheridge, Asst. Calendar Clerk	21		315.00	
Mrs. Marilyn M. Knight, Asst. Calendar Clerk.....	159		2,385.00	
Miss Elizabeth B. Covington, Asst. Calendar Clerk.....	154		2,310.00	
Mrs. Edith P. Crane, Journal Clerk.....	158		2,686.00	
Mrs. Sadie B. Carver, Asst. Journal Clerk..	159		2,385.00	23.00
Mrs. Bernice T. Jenkins, Asst. Journal Clerk	159		2,385.00	
Mrs. John Anderson, Asst. Journal Clerk...	143		2,145.00	
Mrs. Lorna B. Broughton, Asst. Journal Clerk	157		2,355.00	
Mrs. Norma G. Hamrick, Asst. Journal Clerk	157		2,355.00	
Miss Harriett Lang, Disbursing Clerk.....	159		2,385.00	15.60
			<hr/> \$28,771.00	<hr/> \$ 53.00

READING CLERK

Eugene W. Simmons.....	101	\$	1,818.00	\$ 14.40
LeRoy Clark.....	32		576.00	3.40
			<hr/> \$ 2,394.00	<hr/> \$ 17.80

SECRETARY TO THE LIEUTENANT GOVERNOR

<i>Name</i>	<i>No. Days</i>	<i>Salary</i>	<i>Amount</i>	<i>Mileage</i>
Mrs. Lillian B. Moore.....	159	\$	2,385.00	
			<hr/>	
			\$ 2,385.00	

SENATE ENGROSSING AND COMMITTEE CLERKS

Mrs. Mabel J. Dorsey, Chief.....	135	\$	2,295.00	
Mrs. Mildred C. Berryhill, Appropriations Clerk.....	157		2,355.00	
Mrs. Mary G. Gatton, Finance Clerk.....	145		2,175.00	
Miss Martha Bellamy Bailey.....	82		1,066.00	
Mrs. Fred M. Benton.....	130		1,690.00	
Mrs. Sarah J. Branch.....	130		1,690.00	\$ 1.20
Mrs. Betsy London Cordon.....	136		1,768.00	
Miss Catherine Davis.....	134		1,742.00	32.60
Mrs. Nell Ramsey Dodge.....	134		1,742.00	
Mrs. Rose R. Houston.....	46		598.00	
Mrs. Kate McK. Howell.....	137		1,781.00	
Mrs. W. P. Ingram, Jr.....	130		1,690.00	
Mrs. Carolyn S. Joslin.....	130		1,690.00	
Miss Edith Mann.....	137		1,781.00	
Mrs. Roy D. Mason.....	130		1,690.00	3.20
Mrs. Mary F. Morgan.....	130		1,690.00	
Mrs. Violet B. Nance.....	138		1,794.00	
Miss Margaret Nicholson.....	124		1,612.00	15.60
Mrs. Jo Ann Smith.....	144		1,870.00	
Mrs. Mary Kate Tarleton.....	130		1,690.00	
Mrs. Annie Taylor Teague.....	135		1,755.00	
Mrs. Ruby W. Walker.....	130		1,690.00	
Miss Irene White.....	130		1,690.00	
Mrs. Dorothy O. Williams.....	130		1,690.00	
Mrs. Nancy Wilson.....	151		1,954.00	
Mrs. Betty Smith Woodhouse.....	130		1,690.00	
Mrs. Martha C. Wooldridge.....	137		1,781.00	
			<hr/>	
			\$46,659.00	\$ 52.60

PRINTED BILLS

Mrs. Ehythe Veach Mohorn.....	135	\$	1,755.00	\$ 12.80
Mrs. Matilda C. Proctor	135		1,755.00	
Mrs. Eva Bell Ruffin.....	135		1,755.00	
Mrs. Reba M. Tutor.....	135		1,755.00	
			<hr/>	
			\$ 7,020.00	\$ 12.80

SERGEANT-AT-ARMS

<i>Name</i>	<i>No. Days</i>	<i>Salary</i>	<i>Amount</i>	<i>Mileage</i>
Brooks W. Poole, Sergeant-at-Arms.....	135	\$	2,430.00	
Allen Jessie Bryan, Laborer.....	135		1,215.00	\$ 6.00
Charles E. Clement, Laborer.....	135		1,215.00	29.00
Crawford Dalton, Laborer.....	135		1,215.00	32.60
Samuel P. Douglas, Jr., Laborer.....	135		1,215.00	18.40
Robert Scott Hudson, Laborer.....	135		1,215.00	
Joseph E. Johnson, Laborer.....	135		1,215.00	
Edward C. Newton, Laborer.....	67		603.00	30.60
D. N. Stewart, Laborer.....	66		594.00	
James Edward Wall, Laborer.....	135		1,215.00	
Arthur A. Anderson, Laborer (Colored)....	135		1,215.00	
Edgar Davis, Laborer (Colored).....	137		1,233.00	
Roy Hicks, Laborer (Colored).....	173		1,548.00	
Carlton Hood, Joint Messenger (Colored)..	145		652.50	
Eddie Sanders, Laborer (Colored).....	151		1,351.00	
James A. Shepard, Laborer (Colored).....	135		1,215.00	
David Winters, Laborer (Colored).....	159		1,431.00	
Rev. E. C. Durham, Chaplain.....	135		1,350.00	
			<hr/>	
			\$22,127.50	\$ 116.60

JOINT WARRANT CLERKS

Mrs. Kathleen Byrd.....	166	\$	1,245.00	
Mrs. Sallie N. Roberts.....	166		1,245.00	
			<hr/>	
			\$ 2,490.00	

JOINT CALENDAR CLERK

Philip L. Ceglia.....	136	\$	1,020.00	
			<hr/>	
			\$ 1,020.00	

PAGES

Thomas Victor Aldridge, Chief Page.....	32	\$	248.50	
Marc Palmer Leager, Chief Page.....	26		208.00	
Roy Fink Plymale, III, Chief Page.....	26		208.00	
William Lee Rogers, Chief Page.....	24		192.00	\$ 3.00
Julian R. Taylor, Chief Page.....	26		208.00	
Laura P. Armstrong.....	26		169.00	
William P. Aycock, II.....	25		162.50	5.60
Norman Bill Blaylock, Jr.....	25		162.50	11.20
William Earl Beasley.....	24		156.00	
Karen Ann Childers.....	25		162.50	
Thomas David Clayton.....	26		169.00	60.60
Bobby Marion Cooper.....	25		162.50	
Cathy Annette Cooper.....	26		169.00	

PAGES

<i>Name</i>	<i>No. Days</i>	<i>Salary</i>	<i>Amount</i>	<i>Mileage</i>
James T. Cordon.....	24	\$	156.00	\$ 27.60
Sara Jane Cottle.....	24		156.00	
Guy Clark Crampton.....	26		169.00	
Herbert W. Crenshaw, Jr.....	25		162.50	41.20
Robert E. Dalton.....	26		169.00	60.00
Donna Faye Daniel.....	26		169.00	
Miriam J. Dorsey.....	26		169.00	
Bernard E. Dotson, Jr.....	26		169.00	12.60
Joseph C. Eagles, III.....	24		156.00	9.40
Diane Haywood Ellis.....	24		156.00	3.60
William Wallace Finlator.....	24		156.00	
Alice Kirk Graham.....	25		162.50	
Judith Carol Harrell.....	24		156.00	11.20
Dorothy F. Ingram.....	26		169.00	
Dover Wilton Isley.....	26		169.00	12.00
John Ronald Jernigan.....	25		162.50	7.00
Sandra Leigh Johnson.....	25		162.50	7.20
Gayle Johnston.....	26		169.00	
Lynn L. Jones.....	26		169.00	
Marjorie Jones.....	25		162.50	
Barbara Ann Knight.....	24		156.00	
George Paul LaRoque, Jr.....	26		169.00	15.60
Judy Dale Lloyd.....	26		169.00	
Joel Pate McIntyre.....	25		162.50	21.80
James Frederick McKeithan, Jr.....	26		169.00	
James Leonard Maples.....	26		169.00	12.60
Johnsy E. Massenburg.....	25		162.50	
Mary Sue Memory.....	26		169.00	
Wm. Champion Mitchell.....	24		156.00	
Ralph Crowder Moore.....	26		169.00	
Elizabeth Politano.....	26		169.00	4.60
Elizabeth Ponton.....	26		169.00	
R. Bruce Poole.....	26		169.00	
Robert R. Rickman	26		169.00	
Cecelia O. Roberts.....	25		162.50	53.00
William Cooper Scurry.....	26		169.00	17.40
Jeanne Smith.....	26		169.00	
David B. Snipes.....	26		169.00	8.00
John Peurifoy Speights.....	26		169.00	
Lesley J. Sterling.....	26		169.00	3.40
Suzanne J. Sterling.....	26		169.00	3.40
Joseph O. Stroud, Jr.....	26		169.00	
Timothy T. Stroupe.....	24		156.00	8.80
Kathy Ann Talley.....	24		156.00	3.40
Kathy R. Teague.....	24		156.00	
Carolyn L. Thompson.....	26		169.00	
Thomas Russell Van Landingham.....	25		162.50	20.00

PAGES

<i>Name</i>	<i>No. Days</i>	<i>Salary</i>	<i>Amount</i>	<i>Mileage</i>
Margaret C. Walker.....	24	\$	156.00	
James A. Weathers, III.....	26		169.00	
Claude George White.....	25		162.50	\$ 14.40
Robert Shelton White, Jr.....	26		169.00	
Patricia Luann Whitmire.....	26		169.00	50.20
Asa Zebulon Williams.....	26		169.00	
Larry W. Wilson.....	19		123.50	63.20
Lynn Alan Wilson.....	26		169.00	10.20
William T. Woodard, III.....	26		169.00	
Hubert K. Wooten.....	26		169.00	16.20
			<hr/>	<hr/>
			\$11,744.00	\$ 598.40

SUMMARY

<i>Departments</i>	<i>Per Diem</i>	<i>Mileage</i>	<i>Total</i>
Lieutenant Governor.....	\$ 2,400.00	\$ 266.00	
Subsistence	1,548.00		\$ 6,599.00
Secretary to Lieutenant Governor.	2,385.00		
Principal Clerk's Office.....	28,771.00	53.00	28,824.00
Reading Clerk.....	2,394.00	17.80	2,411.80
Senate Engrossing and			
Committee Clerks.....	46,659.00	52.60	46,711.60
Pages	11,744.00	598.40	12,342.40
Printed Bills.....	7,020.00	12.80	7,032.80
Sergeant-at-Arms	22,127.50	116.60	22,244.10
Joint Warrant Clerks.....	2,490.00		2,490.00
Joint Calendar.....	1,020.00		1,020.00
	<hr/>	<hr/>	<hr/>
	\$128,558.50	\$ 1,117.20	\$129,675.70
Senators	\$ 90,000.00		\$ 90,000.00
Senators' Subsistence.....	77,030.14	\$14,857.70	91,887.84
	<hr/>	<hr/>	<hr/>
	\$167,030.14	\$14,857.70	\$181,887.84
Grand Total.....			\$311,563.54

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